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<b>(54) Title:</b> HERBICIDE TARGET GENES AND METHODS			
<b>(57) Abstract</b> <p>The invention relates to genes isolated from <i>Arabidopsis</i> that code for proteins essential for normal plant development. The invention also includes the methods of using these proteins to discover new herbicides, based on the essentiality of the genes for normal growth and development. The invention can also be used in a screening assay to identify inhibitors that are potential herbicides. The invention is also applied to the development of herbicide tolerant plants, plant tissues, plant seeds, and plant cells.</p>			

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## **HERBICIDE TARGET GENES AND METHODS**

The invention relates to genes isolated from *Arabidopsis thaliana* that encode proteins essential for plant growth and development. The invention also includes the methods of using these proteins as herbicide targets, based on the essentiality of these genes for normal growth and development. The invention is also useful as a screening assay to identify inhibitors that are potential herbicides. The invention may also be applied to the development of herbicide tolerant plants, plant tissues, plant seeds, and plant cells.

The use of herbicides to control undesirable vegetation such as weeds in crop fields has become almost a universal practice. The herbicide market exceeds 15 billion dollars annually. Despite this extensive use, weed control remains a significant and costly problem for farmers.

Effective use of herbicides requires sound management. For instance, the time and method of application and stage of weed plant development are critical to getting good weed control with herbicides. Since various weed species are resistant to herbicides, the production of effective new herbicides becomes increasingly important. Novel herbicides can now be discovered using high-throughput screens that implement recombinant DNA technology. Metabolic enzymes found to be essential to plant growth and development can be recombinantly produced through standard molecular biological techniques and utilized as herbicide targets in screens for novel inhibitors of the enzyme activity. The novel inhibitors discovered through such screens may then be used as herbicides to control undesirable vegetation.

Herbicides that exhibit greater potency, broader weed spectrum, and more rapid degradation in soil can also, unfortunately, have greater crop phytotoxicity. One solution applied to this problem has been to develop crops that are resistant or tolerant to herbicides. Crop hybrids or varieties tolerant to the herbicides allow for the use of the herbicides to kill weeds without attendant risk of damage to the crop. Development of tolerance can allow application of a herbicide to a crop where its use was previously precluded or limited (e.g. to pre-emergence use) due to sensitivity of the crop to the herbicide. For example, U.S. Patent No. 4,761,373 to Anderson *et al.* is directed to plants resistant to various imidazolinone or sulfonamide herbicides. The resistance is conferred by an altered acetohydroxyacid synthase (AHAS) enzyme. U.S. Patent No. 4,975,374 to

Goodman *et al.* relates to plant cells and plants containing a gene encoding a mutant glutamine synthetase (GS) resistant to inhibition by herbicides that were known to inhibit GS, *e.g.* phosphinothricin and methionine sulfoximine. U.S. Patent No. 5,013,659 to Bedbrook *et al.* is directed to plants expressing a mutant acetolactate synthase that renders the plants resistant to inhibition by sulfonylurea herbicides. U.S. Patent No. 5,162,602 to Somers *et al.* discloses plants tolerant to inhibition by cyclohexanedione and aryloxyphenoxypropanoic acid herbicides. The tolerance is conferred by an altered acetyl coenzyme A carboxylase (ACCase).

Notwithstanding the above-described advancements, there remains a persistent and ongoing problem with unwanted or detrimental vegetation growth (*e.g.* weeds). Furthermore, as the population continues to grow, there will be increasing food shortages. Therefore, there exists a long felt, yet unfulfilled need, to find new, effective, and economic herbicides.

The invention thus provides  
isolated DNA molecules

- comprising a nucleotide sequence encoding an amino acid sequence substantially similar to SEQ ID NO:2, SEQ ID NO:6, or SEQ ID NO:8, or SEQ ID No:22

In particular, DNA molecules are provided

- wherein said nucleotide sequence is substantially similar to SEQ ID NO:1, SEQ ID NO:5, or SEQ ID NO:7, or SEQ ID No:21
- wherein said nucleotide sequence is a plant nucleotide sequence
- wherein the amino acid sequence encoded by the DNA molecule of the invention has 8388, 18048, or 16713, or 4144 activity

The invention further provides polypeptides comprising an amino acid sequence encoded by a nucleotide sequence identical or substantially similar to SEQ ID NO:1, SEQ ID NO:5, or SEQ ID NO:7, or SEQ ID NO:21. In particular, polypeptides are provided

- wherein said amino acid sequence is substantially similar to SEQ ID NO:2, SEQ ID NO:6, or SEQ ID NO:8, or SEQ ID No:22
- wherein said amino acid sequence has 8388, 18048, or 16713, or 4144 activity

The invention further provides polypeptides comprising an amino acid sequence comprising at least 20 consecutive amino acid residues of the amino acid sequence of SEQ ID NO:2, SEQ ID NO:6, or SEQ ID NO:8, or SEQ ID NO:22.



Further are provided

- expression cassettes comprising a promoter operatively linked to a DNA molecule comprising a nucleotide sequence encoding an amino acid sequence substantially similar to SEQ ID NO:2, SEQ ID NO:6, or SEQ ID NO:8, or SEQ ID NO:22
- recombinant vectors comprising an expression cassette according to the invention
- host cells comprising a DNA molecule comprising a nucleotide sequence encoding an amino acid sequence substantially similar to SEQ ID NO:2, SEQ ID NO:6, or SEQ ID NO:8, or SEQ ID NO:22

In particular, host cells are provided

- wherein said host cell is selected from the group consisting of an insect cell, a yeast cell, a prokaryotic cell and a plant cell

The invention further provides plants or seed comprising a plant cell according to the invention. In particular,

- wherein said plant is tolerant to an inhibitor of 8388, 18048, or 16713, or 4144 activity

In addition, methods are provided comprising:

- a) combining a polypeptide comprising the amino acid sequence encoded by a DNA molecule comprising a nucleotide sequence encoding an amino acid sequence substantially similar to SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, or SEQ ID NO:22, or a homolog thereof, and a compound to be tested for the ability to interact with said polypeptide, under conditions conducive to interaction; and
- b) selecting a compound identified in step (a) that is capable of interacting with said polypeptide

In particular, methods are provided as described hereinbefore comprising additionally

- c) applying a compound selected in step (b) to a plant to test for herbicidal activity; and
- d) selecting compounds having herbicidal activity.

The invention further provides compounds identifiable by the methods as mentioned hereinbefore. In particular,

compounds having herbicidal activity identifiable by the methods of the invention.

In addition are provided processes of identifying an inhibitor of 8388, 18048, 16713, or 4144 activity comprising:

- a) introducing a DNA molecule comprising a nucleotide sequence encoding an amino acid sequence substantially similar to SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, or SEQ ID NO:22, and encoding a polypeptide having 8388, 18048, 16713, or 4144 activity, or a

homolog thereof, into a plant cell, such that said sequence is functionally expressible at levels that are higher than wild-type expression levels;

b) combining said plant cell with a compound to be tested for the ability to inhibit the 8388, 18048, 16713, or 4144 activity under conditions conducive to such inhibition;

c) measuring plant cell growth under the conditions of step (b);

d) comparing the growth of said plant cell with the growth of a plant cell having unaltered 8388, 18048, 16713, or 4144 activity under identical conditions; and

e) selecting said compound that inhibits plant cell growth in step (d)

as well as compounds having herbicidal activity identifiable according to the process as described hereinbefore.

It is an object of the invention to provide an effective and beneficial method to identify novel herbicides. A feature of the invention is the identification of a gene in *A. thaliana*, herein referred to as the 8388 gene, which shows sequence similarity to DEAD box RNA helicase (Luking et al. (1998) Critical Reviews in Biochemistry and Molecular Biology, 33(4): 259-296). A feature of the invention is the identification of a gene in *A. thaliana*, herein referred to as the 18048 gene, which shows sequence similarity to ADP-ribosylation factor (Arf) genes (Regad et al. (1993) FEBS Lett. 25: 133-136; Bar-Peled et al. (1995) The Plant Cell, 7: 667-676). A feature of the invention is the identification of a gene in *A. thaliana*, herein referred to as the 16713 gene, which shows sequence similarity to acetoacetyl coA thiolases (Vollack and Bach (1996) Plant Physiol. 111: 1097-1107; Hiser et al. (1994) J. Biol. Chem. 269: 31383-31389; Fukao et al. (1990) J. Clin. Invest. 86: 2086-2092; Fukao et al. (1989) J. Biochem. 106: 197-204; Wilson et al. (1994) Nature 368: 32-38). A feature of the invention is the identification of a gene in *Arabidopsis*, herein referred to as the 4144 gene, which encodes a protein with sequence similarity to chloroplast ATP synthase delta chain (Hermans et al. (1988) Plant Mol. Biol. 10: 323-330; Hoesche and Berzborn (1992) Biochimica et Biophysica Acta, 1171: 201-204; Hoesche and Berzborn (1993) Biochimica et Biophysica Acta, 1142: 293-305; Napier et al. (1992) Plant Mol. Biol. 20: 549-554). Another feature of the invention is the discovery that the 8388, 18048, 16713, and 4144 genes are essential for normal growth and development. An advantage of the present invention is that the newly discovered essential genes provide the basis for identity of a novel herbicidal mode of action which enables one skilled in the art to easily and rapidly discover novel inhibitors of gene function useful as herbicides.

One object of the present invention is to provide essential genes in plants for assay development for inhibitory compounds with herbicidal activity. Genetic results show that when any one of the 8388, 18048, 16713, or 4144 genes is mutated in *Arabidopsis thaliana*, the resulting phenotype is lethal in the homozygous state. This suggests a critical role for the gene products encoded by the 8388, 18048, 16713, and 4144 genes.

Using T-DNA insertion mutagenesis, the inventors of the present invention have demonstrated that the activity of any one of the 8388, 18048, 16713, or 4144 gene products is essential for *A. thaliana* growth. This implies that chemicals, which inhibit the function of the 8388, 18048, 16713, or 4144 -encoded protein in plants, are likely to have detrimental effects on plants and are potentially good herbicide candidates. The present invention therefore provides methods of using a purified protein encoded by the 8388, 18048, 16713, or 4144 gene sequence described below to identify inhibitors thereof, which can then be used as herbicides to suppress the growth of undesirable vegetation, e.g. in fields where crops are grown, particularly agronomically important crops such as maize and other cereal crops such as wheat, oats, rye, sorghum, rice, barley, millet, turf and forage grasses, and the like, as well as cotton, sugar cane, sugar beet, oilseed rape, and soybeans.

The present invention discloses novel nucleotide sequences derived from *A. thaliana*, designated the 8388, 18048, 16713, or 4144 genes. The nucleotide sequences of the coding regions for the cDNA clones are set forth in SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, and SEQ ID NO:21, respectively, and the corresponding amino acid sequences of the 8388, 18048, 16713, or 4144 -encoded protein are set forth in SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, and SEQ ID NO:22, respectively. The present invention also includes nucleotide sequences substantially similar to those set forth in SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, and SEQ ID NO:21, respectively. The present invention also encompasses plant proteins whose amino acid sequence are substantially similar to the amino acid sequences set forth in SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, and SEQ ID NO:22, respectively. The present invention also includes methods of using the 8388, 18048, 16713, or 4144 gene products as herbicide targets, based on the essentiality of these genes for normal growth and development. Furthermore, the invention can be used in a screening assay to identify inhibitors of 8388, 18048, 16713, or 4144 gene function that are potential herbicides.

In a preferred embodiment, the present invention relates to a method for identifying chemicals having the ability to inhibit 8388, 18048, 16713, or 4144 activity in plants

preferably comprising the steps of: a) obtaining transgenic plants, plant tissue, plant seeds or plant cells, preferably stably transformed, comprising a non-native nucleotide sequence encoding an enzyme having 8388, 18048, 16713, or 4144 activity and capable of overexpressing an enzymatically active 8388, 18048, 16713, or 4144 gene product (either full length or truncated but still active); b) applying a chemical to the transgenic plants, plant cells, tissues or parts and to the isogenic non-transformed plants, plant cells, tissues or parts; c) determining the growth or viability of the transgenic and non-transformed plants, plant cells, tissues after application of the chemical; d) comparing the growth or viability of the transgenic and non-transformed plants, plant cells, tissues after application of the chemical; and e) selecting chemicals that suppress the viability or growth of the non-transgenic plants, plant cells, tissues or parts, without significantly suppressing the growth of the viability or growth of the isogenic transgenic plants, plant cells, tissues or parts. In a preferred embodiment, the enzyme having 8388, 18048, 16713, or 4144 activity is encoded by a nucleotide sequence derived from a plant, preferably *Arabidopsis thaliana*, desirably identical or substantially similar to the nucleotide sequence set forth in SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, and SEQ ID NO:21, respectively. In another embodiment, the enzyme having 8388, 18048, 16713, or 4144 activity is encoded by a nucleotide sequence capable of encoding the amino acid sequence of SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, and SEQ ID NO:22, respectively. In yet another embodiment, the enzyme having 8388, 18048, 16713, or 4144 activity has an amino acid sequence identical or substantially similar to the amino acid sequence set forth in SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, and SEQ ID NO:22, respectively.

The present invention further embodies plants, plant tissues, plant seeds, and plant cells that have modified 8388, 18048, 16713, or 4144 activity and that are therefore tolerant to inhibition by a herbicide at levels normally inhibitory to naturally occurring 8388, 18048, 16713, or 4144 -encoded activity. Herbicide tolerant plants encompassed by the invention include those that would otherwise be potential targets for 8388, 18048, 16713, or 4144 -inhibiting herbicides, particularly the agronomically important crops mentioned above. According to this embodiment, plants, plant tissue, plant seeds, or plant cells are transformed, preferably stably transformed, with a recombinant DNA molecule comprising a suitable promoter functional in plants operatively linked to a nucleotide sequence that encodes a modified 8388, 18048, 16713, or 4144 gene that is tolerant to inhibition by a herbicide at a concentration that would normally inhibit the activity of wild-type, unmodified 8388, 18048, 16713, or 4144 gene product. Modified 8388, 18048, 16713, or 4144 activity

may also be conferred upon a plant by increasing expression of wild-type herbicide-sensitive 8388, 18048, 16713, or 4144 protein by providing multiple copies of wild-type 8388, 18048, 16713, or 4144 genes to the plant or by overexpression of wild-type 8388, 18048, 16713, or 4144 genes under control of a stronger-than-wild-type promoter. The transgenic plants, plant tissue, plant seeds, or plant cells thus created are then selected using conventional techniques, whereby herbicide tolerant lines are isolated, characterized, and developed. Alternately, random or site-specific mutagenesis may be used to generate herbicide tolerant lines.

Therefore, the present invention provides a plant, plant cell, plant seed, or plant tissue transformed with a DNA molecule comprising a nucleotide sequence isolated from a plant that encodes an enzyme having 8388, 18048, 16713, or 4144 activity, wherein the DNA expresses the 8388, 18048, 16713, or 4144 activity and wherein the DNA molecule confers upon the plant, plant cell, plant seed, or plant tissue tolerance to a herbicide in amounts that normally inhibits naturally occurring 8388, 18048, 16713, or 4144 activity. According to one example of this embodiment, the enzyme having 8388, 18048, 16713, or 4144 activity is encoded by a nucleotide sequence identical or substantially similar to the nucleotide sequence set forth in SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, and SEQ ID NO:21, respectively, or has an amino acid sequence identical or substantially similar to the amino acid sequence set forth in SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, and SEQ ID NO:22, respectively.

The invention also provides a method for suppressing the growth of a plant comprising the step of applying to the plant a chemical that inhibits the naturally occurring 8388, 18048, 16713, or 4144 activity in the plant. In a related aspect, the present invention is directed to a method for selectively suppressing the growth of undesired vegetation in a field containing a crop of planted crop seeds or plants, comprising the steps of: (a) optionally planting herbicide tolerant crops or crop seeds, which are plants or plant seeds that are tolerant to a herbicide that inhibits the naturally occurring 8388, 18048, 16713, or 4144 activity; and (b) applying to the herbicide tolerant crops or crop seeds and the undesired vegetation in the field a herbicide in amounts that inhibit naturally occurring 8388, 18048, 16713, or 4144 activity, wherein the herbicide suppresses the growth of the weeds without significantly suppressing the growth of the crops.

The invention thus provides an isolated DNA molecule comprising a nucleotide sequence substantially similar to SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, or SEQ ID NO:21, respectively. In a preferred embodiment, the nucleotide sequence encodes an amino acid

sequence substantially similar to SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, or SEQ ID NO:22, respectively. In another preferred embodiment, the nucleotide sequence is SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, or SEQ ID NO:21, respectively. In yet another preferred embodiment, the nucleotide sequence encodes the amino acid sequence of SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, or SEQ ID NO:22, respectively. Preferably, the nucleotide sequence is a plant nucleotide sequence, which preferably encodes a polypeptide having 8388, 18048, 16713, or 4144 activity, respectively.

The invention further provides a polypeptide comprising an amino acid sequence encoded by a nucleotide sequence substantially similar to SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, or SEQ ID NO:21, respectively. Preferably, the amino acid sequence is encoded by SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, or SEQ ID NO:21, respectively. Preferably, the polypeptide comprises an amino acid sequence substantially similar to SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, or SEQ ID NO:22, respectively. Preferably the amino acid sequence is SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, or SEQ ID NO:22, respectively. The amino acid sequence preferably has 8388, 18048, 16713, or 4144 activity, respectively. In another preferred embodiment, the amino acid sequence comprises at least 20 consecutive amino acid residues of the amino acid sequence encoded by SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, or SEQ ID NO:21, respectively. Or, alternatively, the amino acid sequence comprises at least 20 consecutive amino acid residues of the amino acid sequence of SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, or SEQ ID NO:22, respectively.

The invention further provides an expression cassette comprising a promoter operatively linked to a DNA molecule according to the present invention, a recombinant vector comprising an expression cassette according to the present invention, wherein said vector is preferably capable of being stably transformed into a host cell, a host cell comprising a DNA molecule according to the present invention, wherein said DNA molecule is preferably expressible in the cell. The host cell is preferably selected from the group consisting of an insect cell, a yeast cell, a prokaryotic cell and a plant cell. The invention further provides a plant or seed comprising a plant cell of the present invention, wherein the plant or seed is preferably tolerant to an inhibitor of 8388, 18048, 16713, or 4144 activity, respectively.

The invention further provides a process for making nucleotides sequences encoding gene products having altered 8388, 18048, 16713, or 4144 activity, respectively, comprising: a) shuffling an unmodified nucleotide sequence of the present invention, b) expressing the resulting shuffled nucleotide sequences, and c) selecting for altered 8388, 18048, 16713, or

4144 activity, respectively, as compared to the 8388, 18048, 16713, or 4144 activity, respectively, of the gene product of said unmodified nucleotide sequence.

In a preferred embodiment, the unmodified nucleotide sequence is identical or substantially similar to SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, or SEQ ID NO:21, respectively, or a homolog thereof. The present invention further provides a DNA molecule comprising a shuffled nucleotide sequence obtainable by the process described above, a DNA molecule comprising a shuffled nucleotide sequence produced by the process described above. Preferably, a shuffled nucleotide sequence obtained by the process described above has enhanced tolerance to an inhibitor of 8388, 18048, 16713, or 4144 activity, respectively. The invention further provides an expression cassette comprising a promoter operatively linked to a DNA molecule comprising a shuffled nucleotide sequence a recombinant vector comprising such an expression cassette, wherein said vector is preferably capable of being stably transformed into a host cell, a host cell comprising such an expression cassette, wherein said nucleotide sequence is preferably expressible in said cell. A preferred host cell is selected from the group consisting of an insect cell, a yeast cell, a prokaryotic cell and a plant cell. The invention further provides a plant or seed comprising such plant cell, wherein the plant is preferably tolerant to an inhibitor of 8388, 18048, 16713, or 4144 activity, respectively.

The invention further provides a method for selecting compounds that interact with the protein encoded by SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, or SEQ ID NO:21, respectively, comprising: a) expressing a DNA molecule comprising SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, or SEQ ID NO:21, respectively, or a sequence substantially similar to SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, or SEQ ID NO:21, respectively, or a homolog thereof, to generate the corresponding protein, b) testing a compound suspected of having the ability to interact with the protein expressed in step (a), and c) selecting compounds that interact with the protein in step (b).

The invention further provides a process of identifying an inhibitor of 8388, 18048, 16713, or 4144 activity, respectively, comprising: a) introducing a DNA molecule comprising a nucleotide sequence of SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, or SEQ ID NO:21, respectively, and having 8388, 18048, 16713, or 4144 activity, respectively, or nucleotide sequences substantially similar thereto, or a homolog thereof, into a plant cell, such that said sequence is functionally expressible at levels that are higher than wild-type expression levels, b) combining said plant cell with a compound to be tested for the ability to inhibit the 8388, 18048, 16713, or 4144 activity, respectively, under conditions conducive to such

inhibition, c) measuring plant cell growth under the conditions of step (b), d) comparing the growth of said plant cell with the growth of a plant cell having unaltered 8388, 18048, 16713, or 4144 activity, respectively, under identical conditions, and e) selecting said compound that inhibits plant cell growth in step (d).

The invention further comprises a compound having herbicidal activity identifiable according to the process described immediately above.

The invention further comprises:

A process of identifying compounds having herbicidal activity comprising:

a) combining a protein of the present invention and a compound to be tested for the ability to interact with said protein, under conditions conducive to interaction, b) selecting a compound identified in step (a) that is capable of interacting with said protein, c) applying identified compound in step (b) to a plant to test for herbicidal activity, and d) selecting compounds having herbicidal activity.

The invention further comprises a compound having herbicidal activity identifiable according to the process described immediately above.

The invention further comprises:

A method for suppressing the growth of a plant comprising, applying to said plant a compound that inhibits the activity of a polypeptide of the present invention in an amount sufficient to suppress the growth of said plant.

The invention further comprises:

A method for recombinantly expressing a protein having 8388, 18048, 16713, or 4144 activity comprising introducing a nucleotide sequence encoding a protein having one of the above activities into a host cell and expressing the nucleotide sequence in the host cell. A preferred host cell is selected from the group consisting of an insect cell, a yeast cell, a prokaryotic cell and a plant cell. A preferred prokaryotic cell is a bacterial cell, e.g. *E. coli*.

Other objects and advantages of the present invention will become apparent to those skilled in the art from a study of the following description of the invention and non-limiting examples.

## DEFINITIONS

For clarity, certain terms used in the specification are defined and presented as follows:



**Chimeric:** "chimeric" is used to indicate that a DNA sequence, such as a vector or a gene, is comprised of more than one DNA sequences of distinct origin which are fused together by recombinant DNA techniques resulting in a DNA sequence, which does not occur naturally, and which particularly does not occur in the plant to be transformed

**Cofactor:** natural reactant, such as an organic molecule or a metal ion, required in an enzyme-catalyzed reaction. A co-factor is e.g. NAD(P), riboflavin (including FAD and FMN), folate, molybdopterin, thiamin, biotin, lipoic acid, pantothenic acid and coenzyme A, S-adenosylmethionine, pyridoxal phosphate, ubiquinone, menaquinone. Optionally, a co-factor can be regenerated and reused.

**DNA shuffling:** DNA shuffling is a method to rapidly, easily and efficiently introduce mutations or rearrangements, preferably randomly, in a DNA molecule or to generate exchanges of DNA sequences between two or more DNA molecules, preferably randomly. The DNA molecule resulting from DNA shuffling is a shuffled DNA molecule that is a non-naturally occurring DNA molecule derived from at least one template DNA molecule. The shuffled DNA encodes an enzyme modified with respect to the enzyme encoded by the template DNA, and preferably has an altered biological activity with respect to the enzyme encoded by the template DNA.

**Enzyme activity:** means herein the ability of an enzyme to catalyze the conversion of a substrate into a product. A substrate for the enzyme comprises the natural substrate of the enzyme but also comprises analogues of the natural substrate which can also be converted by the enzyme into a product or into an analogue of a product. The activity of the enzyme is measured for example by determining the amount of product in the reaction after a certain period of time, or by determining the amount of substrate remaining in the reaction mixture after a certain period of time. The activity of the enzyme is also measured by determining the amount of an unused co-factor of the reaction remaining in the reaction mixture after a certain period of time or by determining the amount of used co-factor in the reaction mixture after a certain period of time. The activity of the enzyme is also measured by determining the amount of a donor of free energy or energy-rich molecule (e.g. ATP, phosphoenolpyruvate, acetyl phosphate or phosphocreatine) remaining in the reaction mixture after a certain period of time or by determining the amount of a used donor of free energy or energy-rich molecule (e.g. ADP, pyruvate, acetate or creatine) in the reaction mixture after a certain period of time.

Expression: refers to the transcription and/or translation of an endogenous gene or a transgene in plants. In the case of antisense constructs, for example, expression may refer to the transcription of the antisense DNA only.

Gene: refers to a coding sequence and associated regulatory sequences wherein the coding sequence is transcribed into RNA such as mRNA, rRNA, tRNA, snRNA, sense RNA or antisense RNA. Examples of regulatory sequences are promoter sequences, 5' and 3' untranslated sequences and termination sequences. Further elements that may be present are, for example, introns.

Herbicide: a chemical substance used to kill or suppress the growth of plants, plant cells, plant seeds, or plant tissues.

Heterologous DNA Sequence: a DNA sequence not naturally associated with a host cell into which it is introduced, including non-naturally occurring multiple copies of a naturally occurring DNA sequence; and genetic constructs wherein an otherwise homologous DNA sequence is operatively linked to a non-native sequence.

Homologous DNA Sequence: a DNA sequence naturally associated with a host cell into which it is introduced.

Inhibitor: a chemical substance that causes abnormal growth, e.g., by inactivating the enzymatic activity of a protein such as a biosynthetic enzyme, receptor, signal transduction protein, structural gene product, or transport protein that is essential to the growth or survival of the plant. In the context of the instant invention, an inhibitor is a chemical substance that alters the enzymatic activity encoded by a nucleotide sequence of the present invention. More generally, an inhibitor causes abnormal growth of a host cell by interacting with the gene product encoded by the nucleotide sequence of the present invention.

Isogenic: plants which are genetically identical, except that they may differ by the presence or absence of a heterologous DNA sequence.

Isolated: in the context of the present invention, an isolated DNA molecule or an isolated enzyme is a DNA molecule or enzyme that, by the hand of man, exists apart from its native environment and is therefore not a product of nature. An isolated DNA molecule or enzyme may exist in a purified form or may exist in a non-native environment such as, for example, in a transgenic host cell.

Marker gene: a gene encoding a selectable or screenable trait.

Mature protein: protein which is normally targeted to a cellular organelle, such as a chloroplast, and from which the transit peptide has been removed.

**Minimal Promoter:** promoter elements, particularly a TATA element, that are inactive or that have greatly reduced promoter activity in the absence of upstream activation. In the presence of a suitable transcription factor, the minimal promoter functions to permit transcription.

**Modified Enzyme Activity:** enzyme activity different from that which naturally occurs in a plant (i.e. enzyme activity that occurs naturally in the absence of direct or indirect manipulation of such activity by man), which is tolerant to inhibitors that inhibit the naturally occurring enzyme activity.

**Operably linked to/operatively linked to :** a regulatory DNA sequence is said to be "operably linked to" or "operatively linked to" a DNA sequence that codes for an RNA or a protein if the two sequences are situated such that the regulatory DNA sequence affects expression of the coding DNA sequence.

**Plant:** refers to any plant, particularly to seed plants.

**Plant cell:** structural and physiological unit of the plant, comprising a protoplast and a cell wall. The plant cell may be in form of an isolated single cell or a cultured cell, or as a part of higher organized unit such as, for example, a plant tissue, or a plant organ.

**Plant material:** refers to leaves, stems, roots, flowers or flower parts, fruits, pollen, pollen tubes, ovules, embryo sacs, egg cells, zygotes, embryos, seeds, cuttings, cell or tissue cultures, or any other part or product of a plant.

**Promoter:** a DNA sequence that initiates transcription of an associated DNA sequence. The promoter region may also include elements that act as regulators of gene expression such as activators, enhancers, and/or repressors.

**Pre-protein:** protein which is normally targeted to a cellular organelle, such as a chloroplast, and still comprising its transit peptide.

**Recombinant DNA molecule:** a combination of DNA sequences that are joined together using recombinant DNA technology.

**Recombinant DNA technology:** procedures used to join together DNA sequences as described, for example, in Sambrook et al., 1989, Cold Spring Harbor, NY: Cold Spring Harbor Laboratory Press.

**Screenable marker gene:** a gene whose expression does not confer a selective advantage to a transformed cell, but whose expression makes the transformed cell phenotypically distinct from untransformed cells.

**Selectable marker gene:** a gene whose expression in a plant cell gives the cell a selective advantage. The selective advantage possessed by the cells transformed with the selectable

marker gene may be due to their ability to grow in the presence of a negative selective agent, such as an antibiotic or a herbicide, compared to the growth of non-transformed cells. The selective advantage possessed by the transformed cells, compared to non-transformed cells, may also be due to their enhanced or novel capacity to utilize an added compound as a nutrient, growth factor or energy source. Selectable marker gene also refers to a gene or a combination of genes whose expression in a plant cell gives the cell both, a negative and a positive selective advantage.

Significant increase: an increase in enzymatic activity that is larger than the margin of error inherent in the measurement technique, preferably an increase by about 2-fold or greater of the activity of the wild-type enzyme in the presence of the inhibitor, more preferably an increase by about 5-fold or greater, and most preferably an increase by about 10-fold or greater.

Significantly less: means that the amount of a product of an enzymatic reaction is reduced by more than the margin of error inherent in the measurement technique, preferably a decrease by about 2-fold or greater of the activity of the wild-type enzyme in the absence of the inhibitor, more preferably a decrease by about 5-fold or greater, and most preferably an decrease by about 10-fold or greater.

Substantially similar: with respect to the 8388 gene, in its broadest sense, the term "substantially similar", when used herein with respect to a nucleotide sequence, means a nucleotide sequence corresponding to a reference nucleotide sequence, wherein the corresponding sequence encodes a polypeptide having substantially the same structure and function as the polypeptide encoded by the reference nucleotide sequence, e.g. where only changes in amino acids not affecting the polypeptide function occur. Desirably the substantially similar nucleotide sequence encodes the polypeptide encoded by the reference nucleotide sequence. The term "substantially similar" is specifically intended to include nucleotide sequences wherein the sequence has been modified to optimize expression in particular cells. The percentage of identity between the substantially similar nucleotide sequence and the reference nucleotide sequence desirably is at least 65%, more desirably at least 75%, preferably at least 85%, more preferably at least 90%, still more preferably at least 95%, yet still more preferably at least 99%. Sequence comparisons are carried out using a Smith-Waterman sequence alignment algorithm (see e.g. Waterman, M.S. Introduction to Computational Biology: Maps, sequences and genomes. Chapman & Hall. London: 1995. ISBN 0-412-99391-0, or at <http://www-hto.usc.edu/software/seqaln/index.html>). The localS program, version 1.16, is used with

following parameters: match: 1, mismatch penalty: 0.33, open-gap penalty: 2, extended-gap penalty: 2. A nucleotide sequence "substantially similar" to reference nucleotide sequence hybridizes to the reference nucleotide sequence in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 2X SSC, 0.1% SDS at 50°C, more desirably in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 1X SSC, 0.1% SDS at 50°C, more desirably still in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 0.5X SSC, 0.1% SDS at 50°C, preferably in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 0.1X SSC, 0.1% SDS at 50°C, more preferably in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 0.1X SSC, 0.1% SDS at 65°C. As used herein the term "8388 gene" refers to a DNA molecule comprising SEQ ID NO:1 or comprising a nucleotide sequence substantially similar to SEQ ID NO:1. Homologs of the 8388 gene include nucleotide sequences that encode an amino acid sequence that is at least 25% identical to SEQ ID NO:2 as measured, using the parameters described below, wherein the amino acid sequence encoded by the homolog has the biological activity of the 8388 protein.

With respect to the 8388 protein, the term "substantially similar", when used herein with respect to a protein, means a protein corresponding to a reference protein, wherein the protein has substantially the same structure and function as the reference protein, e.g. where only changes in amino acids sequence not affecting the polypeptide function occur. When used for a protein or an amino acid sequence the percentage of identity between the substantially similar and the reference protein or amino acid sequence desirably is at least 65%, more desirably at least 75%, preferably at least 85%, more preferably at least 90%, still more preferably at least 95%, yet still more preferably at least 99%, using default BLAST analysis parameters BLAST 2.0.7. As used herein the term "8388 protein" refers to an amino acid sequence encoded by a DNA molecule comprising a nucleotide sequence substantially similar to SEQ ID NO:1. Homologs of the 8388 protein are amino acid sequences that are at (again here) least 25% identical to SEQ ID NO:2, as measured using the parameters described above, wherein the amino acid sequence encoded by the homolog has the biological activity of the 8388 protein.

With respect to the 18048 gene, in its broadest sense, the term "substantially similar", when used herein with respect to a nucleotide sequence, means a nucleotide sequence corresponding to a reference nucleotide sequence, wherein the corresponding sequence encodes a polypeptide having substantially the same structure and function as the

polypeptide encoded by the reference nucleotide sequence, e.g. where only changes in amino acids not affecting the polypeptide function occur. Desirably the substantially similar nucleotide sequence encodes the polypeptide encoded by the reference nucleotide sequence. The term "substantially similar" is specifically intended to include nucleotide sequences wherein the sequence has been modified to optimize expression in particular cells. The percentage of identity between the substantially similar nucleotide sequence and the reference nucleotide sequence desirably is at least 65%, more desirably at least 75%, preferably at least 85%, more preferably at least 90%, still more preferably at least 95%, yet still more preferably at least 99%. Sequence comparisons are carried out using a Smith-Waterman sequence alignment algorithm (see e.g. Waterman, M.S. Introduction to Computational Biology: Maps, sequences and genomes. Chapman & Hall. London: 1995. ISBN 0-412-99391-0, or at <http://www-hto.usc.edu/software/seqaln/index.html>). The local S program, version 1.16, is used with following parameters: match: 1, mismatch penalty: 0.33, open-gap penalty: 2, extended-gap penalty: 2. A nucleotide sequence "substantially similar" to reference nucleotide sequence hybridizes to the reference nucleotide sequence in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 2X SSC, 0.1% SDS at 50°C, more desirably in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 1X SSC, 0.1% SDS at 50°C, more desirably still in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 0.5X SSC, 0.1% SDS at 50°C, preferably in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 0.1X SSC, 0.1% SDS at 50°C, more preferably in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 0.1X SSC, 0.1% SDS at 65°C. As used herein the term "18048 gene" refers to a DNA molecule comprising SEQ ID NO:5 or comprising a nucleotide sequence substantially similar to SEQ ID NO:5. Homologs of the 18048 gene include nucleotide sequences that encode an amino acid sequence that is at least 30% identical to SEQ ID NO:6 as measured, using the parameters described below, wherein the amino acid sequence encoded by the homolog has the biological activity of the 18048 protein.

With respect to the 18048 protein, the term "substantially similar", when used herein with respect to a protein, means a protein corresponding to a reference protein, wherein the protein has substantially the same structure and function as the reference protein, e.g. where only changes in amino acids sequence not affecting the polypeptide function occur. When used for a protein or an amino acid sequence the percentage of identity between the substantially similar and the reference protein or amino acid sequence desirably is at least

65%, more desirably at least 75%, preferably at least 85%, more preferably at least 90%, still more preferably at least 95%, yet still more preferably at least 99%, using default BLAST analysis parameters BLAST 2.0.7. As used herein the term "18048 protein" refers to an amino acid sequence encoded by a DNA molecule comprising a nucleotide sequence substantially similar to SEQ ID NO:5. Homologs of the 18048 protein are amino acid sequences that are at least 30% identical to SEQ ID NO:6, as measured using the parameters described above, wherein the amino acid sequence encoded by the homolog has the biological activity of the 18048 protein.

With respect to the 16713 gene, in its broadest sense, the term "substantially similar", when used herein with respect to a nucleotide sequence, means a nucleotide sequence corresponding to a reference nucleotide sequence, wherein the corresponding sequence encodes a polypeptide having substantially the same structure and function as the polypeptide encoded by the reference nucleotide sequence, e.g. where only changes in amino acids not affecting the polypeptide function occur. Desirably the substantially similar nucleotide sequence encodes the polypeptide encoded by the reference nucleotide sequence. The term "substantially similar" is specifically intended to include nucleotide sequences wherein the sequence has been modified to optimize expression in particular cells. The percentage of identity between the substantially similar nucleotide sequence and the reference nucleotide sequence desirably is at least 90%, more desirably at least 95%, yet still more preferably at least 99%. Sequence comparisons are carried out using a Smith-Waterman sequence alignment algorithm (see e.g. Waterman, M.S. Introduction to Computational Biology: Maps, sequences and genomes. Chapman & Hall. London: 1995. ISBN 0-412-99391-0, or at <http://www-hto.usc.edu/software/seqaln/index.html>). The localS program, version 1.16, is used with following parameters: match: 1, mismatch penalty: 0.33, open-gap penalty: 2, extended-gap penalty: 2. A nucleotide sequence "substantially similar" to reference nucleotide sequence hybridizes to the reference nucleotide sequence in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 2X SSC, 0.1% SDS at 50°C, more desirably in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 1X SSC, 0.1% SDS at 50°C, more desirably still in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 0.5X SSC, 0.1% SDS at 50°C, preferably in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 0.1X SSC, 0.1% SDS at 50°C, more preferably in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 0.1X SSC, 0.1% SDS at 65°C. As used herein the term "16713 gene" refers to a DNA molecule

comprising SEQ ID NO:7 or comprising a nucleotide sequence substantially similar to SEQ ID NO:7. Homologs of the 16713 gene include nucleotide sequences that encode an amino acid sequence that is at least 45% identical, preferably at least 55%, more preferably at least 65%, still more preferably at least 75%, yet still more preferably at least 85% identical to SEQ ID NO:8 as measured, using the parameters described below, wherein the amino acid sequence encoded by the homolog has the biological activity of the 16713 protein.

With respect to the 16713 protein, the term "substantially similar", when used herein with respect to a protein, means a protein corresponding to a reference protein, wherein the protein has substantially the same structure and function as the reference protein, e.g. where only changes in amino acids sequence not affecting the polypeptide function occur. When used for a protein or an amino acid sequence the percentage of identity between the substantially similar and the reference protein or amino acid sequence desirably is at least 93%, still more preferably at least 95%, yet still more preferably at least 99%, using default BLAST analysis parameters BLAST 2.0.7. As used herein the term "16713 protein" refers to an amino acid sequence encoded by a DNA molecule comprising a nucleotide sequence substantially similar to SEQ ID NO:7. Homologs of the 16713 protein are amino acid sequences that are at least 45% identical, preferably at least 55%, more preferably at least 65%, still more preferably at least 75%, yet still more preferably at least 85% identical to SEQ ID NO:8, as measured using the parameters described above, wherein the amino acid sequence encoded by the homolog has the biological activity of the 16713 protein.

With respect to the 4144 gene, in its broadest sense, the term "substantially similar", when used herein with respect to a nucleotide sequence, means a nucleotide sequence corresponding to a reference nucleotide sequence, wherein the corresponding sequence encodes a polypeptide having substantially the same structure and function as the polypeptide encoded by the reference nucleotide sequence, e.g. where only changes in amino acids not affecting the polypeptide function occur. Desirably the substantially similar nucleotide sequence encodes the polypeptide encoded by the reference nucleotide sequence. The term "substantially similar" is specifically intended to include nucleotide sequences wherein the sequence has been modified to optimize expression in particular cells. The percentage of identity between the substantially similar nucleotide sequence and the reference nucleotide sequence desirably is at least 65%, more desirably at least 75%, preferably at least 85%, more preferably at least 90%, still more preferably at least 95%, yet still more preferably at least 99%. Sequence comparisons are carried out using a Smith-Waterman sequence alignment algorithm (see e.g. Waterman, M.S. Introduction to



Computational Biology: Maps, sequences and genomes. Chapman & Hall. London: 1995. ISBN 0-412-99391-0, or at <http://www-hto.usc.edu/software/seqaln/index.html>). The localS program, version 1.16, is used with following parameters: match: 1, mismatch penalty: 0.33, open-gap penalty: 2, extended-gap penalty: 2. A nucleotide sequence "substantially similar" to reference nucleotide sequence hybridizes to the reference nucleotide sequence in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 2X SSC, 0.1% SDS at 50°C, more desirably in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 1X SSC, 0.1% SDS at 50°C, more desirably still in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 0.5X SSC, 0.1% SDS at 50°C, preferably in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 0.1X SSC, 0.1% SDS at 50°C, more preferably in 7% sodium dodecyl sulfate (SDS), 0.5 M NaPO<sub>4</sub>, 1 mM EDTA at 50°C with washing in 0.1X SSC, 0.1% SDS at 65°C. As used herein the term "4144 gene" refers to a DNA molecule comprising SEQ ID NO:21 or comprising a nucleotide sequence substantially similar to SEQ ID NO:21. Homologs of the 4144 gene include nucleotide sequences that encode an amino acid sequence that is at least 30% identical to SEQ ID NO:22 as measured using the parameters described below, wherein the amino acid sequence encoded by the homolog has the biological activity of the 4144 protein.

With respect to the 4144 protein, the term "substantially similar", when used herein with respect to a protein, means a protein corresponding to a reference protein, wherein the protein has substantially the same structure and function as the reference protein, e.g. where only changes in amino acids sequence not affecting the polypeptide function occur. When used for a protein or an amino acid sequence the percentage of identity between the substantially similar and the reference protein or amino acid sequence desirably is at least 65%, more desirably at least 75%, preferably at least 85%, more preferably at least 90%, still more preferably at least 95%, yet still more preferably at least 99%, using default BLAST analysis parameters. As used herein the term "4144 protein" refers to an amino acid sequence encoded by a DNA molecule comprising a nucleotide sequence substantially similar to SEQ ID NO:21. Homologs of the 4144 protein are amino acid sequences that are at least 30% identical to SEQ ID NO:22, as measured using the parameters described above, wherein the amino acid sequence encoded by the homolog has the biological activity of the 4144 protein.

One skilled in the art is also familiar with other analysis tools, such as GAP analysis, to determine the percentage of identity between the "substantially similar" and the reference

nucleotide sequence, or protein or amino acid sequence. In the present invention, "substantially similar" is therefore also determined using default GAP analysis parameters with the University of Wisconsin GCG, SEQWEB application of GAP, based on the algorithm of Needleman and Wunsch (Needleman and Wunsch (1970) J Mol. Biol. 48: 443-453).

Thus, in the context of the "8388 gene" and using GAP analysis as described above, "substantially similar" refers to nucleotide sequences that encode a protein having at least 37% identity, more preferably at least 50% identity, still more preferably at least 65% identity, still more preferably at least 75% identity, still more preferably at least 85% identity, still more preferably at least 95% identity, yet still more preferably at least 99% identity to SEQ ID NO:2. Further, using GAP analysis as described above, "homologs of the 8388 gene" include nucleotide sequences that encode an amino acid sequence that has at least 29% identity to SEQ ID NO:2, more preferably at least 35% identity, still more preferably at least 45% identity, still more preferably at least 55% identity, yet still more preferably at least 65% identity, still more preferably at least 75% identity, yet still more preferably at least 85% identity to SEQ ID NO:2, wherein the amino acid sequence encoded by the homolog has the biological activity of the 8388 protein.

When using GAP analysis as described above with respect to a protein or an amino acid sequence and in the context of the "8388 gene", the percentage of identity between the "substantially similar" protein or amino acid sequence and the reference protein or amino acid sequence (in this case SEQ ID NO:2) is at least 37%, more preferably at least 50%, still more preferably at least 65%, still more preferably at least 75%, still more preferably at least 85%, still more preferably at least 95%, yet still more preferably at least 99%. "Homologs of the 8388 protein" include amino acid sequences that are at least 29% identical to SEQ ID NO:2, more preferably at least 35% identical, still more preferably at least 45% identical, still more preferably at least 55% identical, yet still more preferably at least 65% identical, still more preferably at least 75% identical, yet still more preferably at least 85% identical to SEQ ID NO:2, wherein homologs of the 8388 protein have the biological activity of the 8388 protein.

Thus, in the context of the "18048 gene" and using GAP analysis as described above, "substantially similar" refers to nucleotide sequences that encode a protein having at least 64% identity, more preferably at least 70% identity, still more preferably at least 75% identity, still more preferably at least 85% identity, still more preferably at least 95% identity, yet still more preferably at least 99% identity to SEQ ID NO:6. Further, using GAP analysis

as described above, "homologs of the 18048 gene" include nucleotide sequences that encode an amino acid sequence that has at least 45% identity to SEQ ID NO:6, more preferably at least 50% identity, still more preferably at least 55% identity, still more preferably at least 60% identity, yet still more preferably at least 65% identity, still more preferably at least 75% identity, yet still more preferably at least 85% identity to SEQ ID NO:6, wherein the amino acid sequence encoded by the homolog has the biological activity of the 18048 protein.

When using GAP analysis as described above with respect to a protein or an amino acid sequence and in the context of the "18048 gene", the percentage of identity between the "substantially similar" protein or amino acid sequence and the reference protein or amino acid sequence (in this case SEQ ID NO:6) is at least 64%, more preferably at least 70%, still more preferably at least 75%, still more preferably at least 85%, still more preferably at least 95%, yet still more preferably at least 99%. "Homologs of the 18048 protein" include amino acid sequences that are at least 45% identical to SEQ ID NO:6, more preferably at least 50% identical, still more preferably at least 55% identical, still more preferably at least 60% identical, yet still more preferably at least 65% identical, still more preferably at least 75% identical, yet still more preferably at least 85% identical to SEQ ID NO:6, wherein homologs of the 18048 protein have the biological activity of the 18048 protein.

Thus, in the context of the "16713 gene" and using GAP analysis as described above, "substantially similar" refers to nucleotide sequences that encode a protein having at least 93% identity, more preferably at least 95% identity, still more preferably at least 99% identity to SEQ ID NO:8. Further, using GAP analysis as described above, "homologs of the 16713 gene" include nucleotide sequences that encode an amino acid sequence that has at least 45% identity to SEQ ID NO:8, more preferably at least 50% identity, still more preferably at least 55% identity, still more preferably at least 60% identity, yet still more preferably at least 70% identity, still more preferably at least 85% identity, yet still more preferably at least 90% identity to SEQ ID NO:8, wherein the amino acid sequence encoded by the homolog has the biological activity of the 16713 protein.

When using GAP analysis as described above with respect to a protein or an amino acid sequence and in the context of the "16713 gene", the percentage of identity between the "substantially similar" protein or amino acid sequence and the reference protein or amino acid sequence (in this case SEQ ID NO:8) is at least 93%, more preferably at least 95%, still more preferably at least 99%. "Homologs of the 16713 protein" include amino acid sequences that are at least 45% identical to SEQ ID NO:8, more preferably at least 50%

identical, still more preferably at least 55% identical, still more preferably at least 60% identical, yet still more preferably at least 70% identical, still more preferably at least 85% identical, yet still more preferably at least 95% identical to SEQ ID NO:8, wherein homologs of the 16713 protein have the biological activity of the 16713 protein.

Thus, in the context of the "4144 gene" and using GAP analysis as described above, "substantially similar" refers to nucleotide sequences that encode a protein having at least 89% identity, more preferably at least 90% identity, still more preferably at least 95% identity, yet still more preferably at least 99% identity to SEQ ID NO:22. Further, using GAP analysis as described above, "homologs of the 4144 gene" include nucleotide sequences that encode an amino acid sequence that has at least 45% identity to SEQ ID NO:22, more preferably at least 50% identity, still more preferably at least 55% identity, still more preferably at least 60% identity, yet still more preferably at least 65% identity, still more preferably at least 75% identity, yet still more preferably at least 85% identity to SEQ ID NO:22, wherein the amino acid sequence encoded by the homolog has the biological activity of the 4144 protein.

When using GAP analysis as described above with respect to a protein or an amino acid sequence and in the context of the "4144 gene", the percentage of identity between the "substantially similar" protein or amino acid sequence and the reference protein or amino acid sequence (in this case SEQ ID NO:22) is at least 89%, more preferably at least 90%, still more preferably at least 95%, yet still more preferably at least 99%. "Homologs of the 4144 protein" include amino acid sequences that are at least 45% identical to SEQ ID NO:22, more preferably at least 50% identical, still more preferably at least 55% identical, still more preferably at least 60% identical, yet still more preferably at least 65% identical, still more preferably at least 75% identical, yet still more preferably at least 85% identical to SEQ ID NO:8, wherein homologs of the 4144 protein have the biological activity of the 4144 protein.

**Substrate:** a substrate is the molecule that an enzyme naturally recognizes and converts to a product in the biochemical pathway in which the enzyme naturally carries out its function, or is a modified version of the molecule, which is also recognized by the enzyme and is converted by the enzyme to a product in an enzymatic reaction similar to the naturally-occurring reaction.

**Tolerance:** the ability to continue essentially normal growth or function when exposed to an inhibitor or herbicide in an amount sufficient to suppress the normal growth or function of native, unmodified plants.

Transformation: a process for introducing heterologous DNA into a cell, tissue, or plant. Transformed cells, tissues, or plants are understood to encompass not only the end product of a transformation process, but also transgenic progeny thereof.

Transgenic: stably transformed with a recombinant DNA molecule that preferably comprises a suitable promoter operatively linked to a DNA sequence of interest.

#### **BRIEF DESCRIPTION OF THE SEQUENCES IN THE SEQUENCE LISTING**

- SEQ ID NO:1 Genomic DNA, single exon, coding sequence for the *Arabidopsis thaliana* 8388 gene
- SEQ ID NO:2 amino acid sequence encoded by the *Arabidopsis thaliana* 8388 DNA sequence shown in SEQ ID NO:1
- SEQ ID NO:3 complete cDNA sequence, including 5' UTR, coding region, and 3' UTR sequences, for the *Arabidopsis thaliana* 8388 gene
- SEQ ID NO:4 amino acid sequence encoded by the *Arabidopsis thaliana* 8388 cDNA sequence shown in SEQ ID NO:3
- SEQ ID NO:5 cDNA coding sequence for the *Arabidopsis thaliana* 18048 gene
- SEQ ID NO:6 amino acid sequence encoded by the *Arabidopsis thaliana* 18048 DNA sequence shown in SEQ ID NO:5
- SEQ ID NO:7 cDNA coding sequence for the *Arabidopsis thaliana* 16713 gene
- SEQ ID NO:8 amino acid sequence encoded by the *Arabidopsis thaliana* 16713 DNA sequence shown in SEQ ID NO:7
- SEQ ID NO:9 oligonucleotide CA50
- SEQ ID NO:10 oligonucleotide CA51
- SEQ ID NO:11 oligonucleotide CA52
- SEQ ID NO:12 oligonucleotide CA53
- SEQ ID NO:13 oligonucleotide CA54
- SEQ ID NO:14 oligonucleotide CA55
- SEQ ID NO:15 oligonucleotide CA66
- SEQ ID NO:16 oligonucleotide CA67
- SEQ ID NO:17 oligonucleotide CA68
- SEQ ID NO:18 oligonucleotide JM33
- SEQ ID NO:19 oligonucleotide JM34
- SEQ ID NO:20 oligonucleotide JM35

SEQ ID NO:21 cDNA coding sequence for the *Arabidopsis* 4144 gene

SEQ ID NO:22 amino acid sequence encoded by the *Arabidopsis* 4144 DNA sequence shown in SEQ ID NO:21

SEQ ID NO:23 genomic sequence of the *Arabidopsis* 4144 gene

SEQ ID NO:24 5' UTR from the cDNA sequence for the *Arabidopsis* 4144 gene

SEQ ID NO:25 3' UTR from the cDNA sequence for the *Arabidopsis* 4144 gene

SEQ ID NO:26 oligonucleotide slp346

Essentiality of the 8388, 18048, and 16713 genes in *Arabidopsis thaliana* demonstrated by T-DNA insertion mutagenesis

As shown in the examples below, the identification of a novel gene structure, as well as the essentiality of the 8388, 18048, and 16713 genes for normal plant growth and development, have been demonstrated for the first time in *Arabidopsis* using T-DNA insertion mutagenesis. Having established the essentiality of 8388, 18048, and 16713 function in plants and having identified the genes encoding these essential activities, the inventors thereby provide an important and sought after tool for new herbicide development. Essential genes are identified through the isolation of lethal mutants blocked in early development. Examples of lethal mutants include those blocked in the formation of the male or female gametes or embryo. Gametophytic mutants are found by examining T1 insertion lines for the presence of 50% aborted pollen grains or ovules. Embryo defective mutants produce 25% defective seeds following self-pollination of T1 plants (see Errampalli et al. 1991, Plant Cell 3:149-157; Castle et al. 1993, Mol Gen Genet 241:504-514).

When a line is identified as segregating for an embryo lethal mutation, it is determined if the resistance marker in the T-DNA co-segregates with the lethality (Errampalli et al. (1991) The Plant Cell, 3:149-157). Cosegregation analysis is done by placing the seeds on media containing the selective agent and scoring the seedlings for resistance or sensitivity to the agent. Examples of selective agents used are hygromycin or phosphinothricin. About 35 (8388), 35 (18048), and 38 (16713) resistant seedlings are transplanted to soil and their progeny are examined for the segregation of the embryo-lethal phenotype. In the case in which the T-DNA insertion disrupts an essential gene, there is cosegregation of the resistance phenotype and the embryo-lethal phenotype in every plant. Therefore, in such a case, all resistant plants segregate for the lethal phenotype in the next generation; this

result indicates that each of the resistant plants is heterozygous for the mutation and hemizygous for the T-DNA insert causing the mutation.

For those lines showing cosegregation of the T-DNA resistance marker and the lethal phenotype, PCR-based approaches, such as TAIL PCR (Liu and Whittier (1995), *Genomics*, 25: 674-681) vectorette PCR (Riley et al. (1990) *Nucleic Acids Research*, 18: 2887-2890), or a strategy such as the Genome Walker system (CLONTECH Laboratories, Inc, Palo Alto, CA), may be used to directly amplify plant DNA/T-DNA border fragments. Each of these techniques takes advantage of the fact that the DNA sequence of the insertion element is known, and can routinely be used to recover small (less than 5 kb) fragments adjacent to the known sequence. Alternatively, plasmid rescue may be used to isolate the plant DNA/T-DNA border fragments. Southern blot analysis may be performed as an initial step in the characterization of the molecular nature of each insertion. Southern blots are done with genomic DNA isolated from heterozygotes and using probes capable of hybridizing with the T-DNA vector DNA.

Using the results of the Southern analysis, appropriate restriction enzymes are chosen to perform plasmid rescue in order to molecularly clone *Arabidopsis thaliana* genomic DNA flanking one or both sides of the T-DNA insertion. Plasmids obtained in this manner are analyzed by restriction enzyme digestion to sort the plasmids into classes based on their digestion pattern. For each class of plasmid clone, the DNA sequence is determined.

The resulting sequences, obtained by any of the above outlined approaches, are analyzed for the presence of non-T-DNA vector sequences. When such sequences are found, they are used to search DNA and protein databases using the BLAST and BLAST2 programs (Altschul et al. (1990) *J Mol. Biol.* 215: 403-410; Altschul et al (1997) *Nucleic Acid Res.* 25:3389-3402). Additional genomic and cDNA sequences for each gene are identified by standard molecular biology procedures.

One method of confirming that the disrupted gene is the cause of the mutant phenotype is to transform a wild-type form of the gene into the mutant plant. Another method is identification of a second mutant allele showing a lethal phenotype. Alternatively, the mutant is phenocopied by specifically reducing expression of the disrupted gene in transgenic plants expressing an antisense version of the gene behind a synthetic promoter (Guyer et al. (1998) *Genetics*, 149: 633-639).

Essentiality of the 4144 Gene in *Arabidopsis* demonstrated by T-DNA insertion mutagenesis

As shown in the examples below, the identification of a novel gene structure, as well as the essentiality of the 4144 gene for normal plant growth and development, have been demonstrated for the first time in *Arabidopsis* using T-DNA insertion mutagenesis. Having established the essentiality of 4144 function in plants and having identified the gene encoding this essential activity, the inventors thereby provide an important and sought after tool for new herbicide development.

*Arabidopsis* insertional mutant lines segregating for seedling lethal mutations are identified as a first step in the identification of essential proteins. Starting with T2 seeds collected from single T1 plants containing T-DNA insertions in their genomes, those lines segregating homozygous seedling lethal seedlings are identified. These lines are found by placing seeds onto minimal plant growth media, which contains the fungicides benomyl and maxim, and screening for inviable seedlings after 7 and 14 days in the light at room temperature. Inviabile phenotypes include altered pigmentation or altered morphology. These phenotypes are observed either on plates directly or in soil following transplantation of seedlings.

When a line is identified as segregating a seedling lethal, it is determined if the resistance marker in the T-DNA co-segregates with the lethality (Errampalli et al. (1991) *The Plant Cell*, 3:149-157). Co-segregation analysis is done by placing the seeds on media containing the selective agent and scoring the seedlings for resistance or sensitivity to the agent. Examples of selective agents used are hygromycin or phosphinothricin. About 35 resistant seedlings are transplanted to soil and their progeny are examined for the segregation of the seedling lethal. In the case in which the T-DNA insertion disrupts an essential gene, there is co-segregation of the resistance phenotype and the seedling lethal phenotype in every plant. Therefore, in such a case, all resistant plants segregate seedling lethals in the next generation; this result indicates that each of the resistant plants is heterozygous for the DNA causing both phenotypes.

For those lines showing co-segregation of the T-DNA resistance marker and the seedling lethal phenotype, Southern analysis is performed as an initial step in the characterization of the molecular nature of each insertion. Southern analysis is done with genomic DNA isolated from heterozygotes and using probes capable of hybridizing with the T-DNA vector DNA. Using the results of the Southern analysis, appropriate restriction enzymes are chosen to perform plasmid rescue in order to molecularly clone *Arabidopsis* genomic DNA flanking one or both sides of the T-DNA insertion. Plasmids obtained in this manner are analyzed by restriction enzyme digestion to sort the plasmids into classes based on their digestion



pattern. For each class of plasmid clone, the DNA sequence is determined. The resulting sequences are analyzed for the presence of non-T-DNA vector sequences. When such sequences are found, they are used to search DNA and protein databases using the BLAST and BLAST2 programs (Altschul et al. (1990) J Mol. Biol. 215: 403-410; Altschul et al (1997) Nucleic Acid Res. 25:3389-3402). Additional genomic and cDNA sequences for each gene are identified by standard molecular biology procedures.

#### Sequence of the *Arabidopsis* 8388, 18048, 16713 and 4144 Genes

The *Arabidopsis* 8388 gene is identified by isolating DNA flanking the T-DNA border from the tagged embryo-lethal line #8388. *Arabidopsis* DNA flanking the T-DNA border is identical to regions of two sequenced EST clones from *Arabidopsis* (accession numbers H77096 and R30603). The inventors are the first to demonstrate that the 8388 gene product is essential for normal growth and development in plants, as well as defining the function of the 8388 gene product through protein homology. The present invention discloses the cDNA nucleotide sequence of the *Arabidopsis* 8388 gene as well as the amino acid sequence of the *Arabidopsis* 8388 protein. The nucleotide sequence corresponding to the genomic DNA, single exon, coding region is set forth in SEQ ID NO:1, and the amino acid sequence encoding the protein is set forth in SEQ ID NO:2. The nucleotide sequence corresponding to the complete cDNA, which includes 5' UTR and coding and 3' UTR sequences, is set forth in SEQ ID NO:3. The present invention also encompasses an isolated amino acid sequence derived from a plant, wherein said amino acid sequence is identical or substantially similar to the amino acid sequence encoded by the nucleotide sequence set forth in SEQ ID NO: 1, wherein said amino acid sequence has 8388 activity. Using BLASTX (2.0.7) programs with the default settings, the sequence of the 8388 gene shows similarity to DEAD box RNA helicase. Notable species similarities include: human EIF-4A-I [Genbank peptide accession # 417180]; mouse EIF-4A [Genbank peptide accession # 72888]; mouse EIF-4A-I [Genbank peptide accession # 90965]; and rabbit EIF-4A-I [Genbank peptide accession # 266336].

The *Arabidopsis* 18048 gene is identified by isolating DNA flanking the T-DNA border from the tagged embryo-lethal line #18048. *Arabidopsis* DNA flanking the T-DNA border is identical to a sequenced BAC clone (T30D6, accession number AC006439). The inventors are the first to demonstrate that the 18048 gene product is essential for normal growth and development in plants, as well as defining the function of the 18048 gene product through

protein homology. The present invention discloses the cDNA nucleotide sequence of the *Arabidopsis* 18048 gene as well as the amino acid sequence of the *Arabidopsis* 18048 protein. The nucleotide sequence corresponding to the cDNA coding region is set forth in SEQ ID NO:5, and the amino acid sequence encoding the protein is set forth in SEQ ID NO:6. The present invention also encompasses an isolated amino acid sequence derived from a plant, wherein said amino acid sequence is identical or substantially similar to the amino acid sequence encoded by the nucleotide sequence set forth in SEQ ID NO: 5, wherein said amino acid sequence has 18048 activity. Using BLASTX (2.0.8) programs with the default settings, the sequence of the 18048 gene shows similarity to ADP-ribosylation factor genes. Notable species similarities include: human [accession # NP\_001658], rat [accession # O08697], *Drosophila* [accession # Q06849], *Caenorhabditis elegans* [accession # CAA90353], *Schizosaccharomyces pombe* [accession # Q09767], maize [accession # P49076], and soybean [accession number AAD17207].

The *Arabidopsis* 16713 gene is identified by isolating DNA flanking the T-DNA border from the tagged embryo-lethal line #16713. *Arabidopsis* DNA flanking the T-DNA border is identical to a portion of sequence to the P1 clone MIF21 (Accession # AB023039). Annotation suggests that a gene is present in the region disrupted by the T-DNA. BLAST-N searches using default settings, using the annotated gene region, reveals public EST clones with sequence identity to the predicted gene, indicating that this region contains an expressed gene. The EST clones are: 144H12T7, 184O20T7, 126L22T7, VBVWD08, 204J9T7, 129A14, and 174A7T7. The inventors are the first to demonstrate that the 16713 gene product is essential for normal growth and development in plants, as well as defining the function of the 16713 gene product through protein homology. The present invention discloses the cDNA nucleotide sequence of the *Arabidopsis* 16713 gene as well as the amino acid sequence of the *Arabidopsis* 16713 protein. The nucleotide sequence corresponding to the cDNA coding region is set forth in SEQ ID NO:7, and the amino acid sequence encoding the protein is set forth in SEQ ID NO:8. The present invention also encompasses an isolated amino acid sequence derived from a plant, wherein said amino acid sequence is identical or substantially similar to the amino acid sequence encoded by the nucleotide sequence set forth in SEQ ID NO: 7, wherein said amino acid sequence has 16713 activity. Using BLASTX (1.4.11) programs with the default settings, the sequence of the 16713 gene shows similarity to acetoacetyl coA thiolase genes. Notable species similarities include: radish (accession # CAA55006), maize (accession # AAD44539), yeast

(accession # P41338), human (accession # BAA14278), rat (accession # BAA03016), *Caenorhabditis elegans* (accession # AAA82403), and *E. coli* (accession number Q46939). The *Arabidopsis* 4144 gene is identified by isolating DNA flanking the T-DNA border from the tagged seedling-lethal line #4144. A region of the *Arabidopsis* DNA flanking the T-DNA border shows 100% identity to preliminary *Arabidopsis* genomic sequence (designated: Preliminary CSHL076 T25P22-99.03.10-68148.seq; found at <http://genome-www2.stanford.edu/cgi-bin/AtDB/getseq?database=cschlprel&item=CSHL076>). The inventors are the first to demonstrate that the 4144 gene product is essential for normal growth and development in plants, as well as defining the function of the 4144 gene through protein homology. The present invention discloses the cDNA coding nucleotide sequence of the *Arabidopsis* 4144 gene as well as the amino acid sequence of the *Arabidopsis* 4144 protein. The nucleotide sequence corresponding to the genomic DNA is set forth in SEQ ID NO:23.

#### Recombinant Production of 8388, 18048, 16713, and 4144 activities and uses thereof

For recombinant production of 8388, 18048, 16713, or 4144 activity in a host organism, a nucleotide sequence encoding a protein having one of the above activities is inserted into an expression cassette designed for the chosen host and introduced into the host where it is recombinantly produced. For example, SEQ ID NO:1, or nucleotide sequences substantially similar to SEQ ID NO:1, or homologs of the 8388 coding sequence can be used for the recombinant production of a protein having 8388 activity. For example, SEQ ID NO:5, or nucleotide sequences substantially similar to SEQ ID NO:5, or homologs of the 18048 coding sequence can be used for the recombinant production of a protein having 18048 activity. For example, SEQ ID NO:7, or nucleotide sequences substantially similar to SEQ ID NO:7, or homologs of the 16713 coding sequence can be used for the recombinant production of a protein having 16713 activity. For example, SEQ ID NO:21, or nucleotide sequences substantially similar to SEQ ID NO:21, or homologs of the 4144 coding sequence can be used for the recombinant production of a protein having 4144 activity. The choice of specific regulatory sequences such as promoter, signal sequence, 5' and 3' untranslated sequences, and enhancer appropriate for the chosen host is within the level of skill of the routineer in the art. The resultant molecule, containing the individual elements operably linked in proper reading frame, may be inserted into a vector capable of being transformed into the host cell. Suitable expression vectors and methods for recombinant

production of proteins are well known for host organisms such as *E. coli*, yeast, and insect cells (see, e.g., Luckow and Summers, *Bio/Technol.* 6: 47 (1988), and baculovirus expression vectors, e.g., those derived from the genome of *Autographica californica* nuclear polyhedrosis virus (AcMNPV). A preferred baculovirus/insect system is pAcHLT (Pharmingen, San Diego, CA) used to transfect *Spodoptera frugiperda* Sf9 cells (ATCC) in the presence of linear *Autographica californica* baculovirus DNA (Pharmingen, San Diego, CA). The resulting virus is used to infect HighFive *Tricoplusia ni* cells (Invitrogen, La Jolla, CA).

In a preferred embodiment, the nucleotide sequence encoding a protein having 8388, 18048, 16713, or 4144 activity is derived from an Eukaryote, such as a mammal, a fly or a yeast, but is preferably derived from a plant. In a further preferred embodiment, the nucleotide sequence is identical or substantially similar to the nucleotide sequence set forth in SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7 or SEQ ID NO:21, respectively, or encodes a protein having 8388, 18048, 16713, or 4144 activity, respectively, whose amino acid sequence is identical or substantially similar to the amino acid sequence set forth in SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, or SEQ ID NO:22, respectively. The nucleotide sequence set forth in SEQ ID NO:1 encodes the *Arabidopsis* 8388 protein, whose amino acid sequence is set forth in SEQ ID NO:2. The nucleotide sequence set forth in SEQ ID NO:5 encodes the *Arabidopsis* 18048 protein, whose amino acid sequence is set forth in SEQ ID NO:6. The nucleotide sequence set forth in SEQ ID NO:7 encodes the *Arabidopsis* 16713 protein, whose amino acid sequence is set forth in SEQ ID NO:8. The nucleotide sequence set forth in SEQ ID NO:21 encodes the *Arabidopsis* 4144 protein, whose amino acid sequence is set forth in SEQ ID NO:22. In another preferred embodiment, the nucleotide sequences are derived from a prokaryote, preferably a bacterium, e.g. *E. coli*. Recombinantly produced protein having 8388, 18048, 16713, or 4144 activity is isolated and purified using a variety of standard techniques. The actual techniques that may be used will vary depending upon the host organism used, whether the protein is designed for secretion, and other such factors familiar to the skilled artisan (see, e.g. chapter 16 of Ausubel, F. *et al.*, "Current Protocols in Molecular Biology", pub. by John Wiley & Sons, Inc. (1994).

#### Assays Utilizing the 8388, 18048, 16713, or 4144 protein

Recombinantly produced 8388, 18048, 16713, or 4144 proteins having 8388, 18048, 16713, or 4144 activities, respectively, are useful for a variety of purposes. For example, they can be used in *in vitro* assays to screen known herbicidal chemicals whose target has not been identified to determine if they inhibit 8388, 18048, 16713, or 4144. Such *in vitro* assays may also be used as more general screens to identify chemicals that inhibit such enzymatic activity and that are therefore novel herbicide candidates. Alternatively, recombinantly produced 8388, 18048, 16713, or 4144 proteins having 8388, 18048, 16713, or 4144 activity may be used to elucidate the complex structure of these molecules and to further characterize their association with known inhibitors in order to rationally design new inhibitory herbicides as well as herbicide tolerant forms of the enzymes.

#### *In vitro* inhibitor assay for 3-ketoacyl-CoA thiolase activity

An *in vitro* assay useful for identifying inhibitors of enzymes encoded by essential plant genes, such as, e.g. 3-ketoacyl-CoA thiolase, comprises the steps of: a) reacting an enzyme, e.g. an enzyme having 3-ketoacyl-CoA thiolase activity and the substrate thereof in the presence of a suspected inhibitor of the enzyme's function; b) comparing the rate of enzymatic activities in the presence of the suspected inhibitor to the rate of enzymatic activities under the same conditions in the absence of the suspected inhibitor; and c) determining whether the suspected inhibitor inhibits the enzyme activity, e.g. the 3-ketoacyl-CoA thiolase activity. The inhibitory effect, e.g. on 3-ketoacyl-CoA thiolase, is determined by a reduction or complete inhibition of product formation in the assay. In a preferred embodiment, such a determination is made by comparing, in the presence and absence of the candidate inhibitor, the amount of product formed in the *in vitro* assay using fluorescence or absorbance detection. A preferred substrate for 3-ketoacyl-CoA thiolase is acetoacetyl-CoA (AcAc-CoA). Additional substrates include palmitoyl coenzyme A, myristoyl coenzyme A, or lauroyl coenzyme A.

#### *In vitro* inhibitor assays

Discovery of small molecule ligand that interacts with the gene product of SEQ ID NO: 1, SEQ ID NO:5, SEQ ID NO:7, or SEQ ID NO:21.

Once a protein has been identified as a potential herbicide target, the next step is to develop an assay that allows screening large number of chemicals to determine which ones interact with the protein. Although it is straightforward to develop assays for proteins of known function, developing assays with proteins of unknown functions is more difficult.

This difficulty can be overcome by using technologies that can detect interactions between a protein and a compound without knowing the biological function of the protein. A short description of three methods is presented, including fluorescence correlation spectroscopy, surface-enhanced laser desorption/ionization, and biacore technologies.

Fluorescence Correlation Spectroscopy (FCS) theory was developed in 1972 but it is only in recent years that the technology to perform FCS became available (Madge et al. (1972) Phys. Rev. Lett., 29: 705-708; Maiti et al. (1997) Proc. Natl. Acad. Sci. USA, 94: 11753-11757). FCS measures the average diffusion rate of a fluorescent molecule within a small sample volume. The sample size can be as low as  $10^3$  fluorescent molecules and the sample volume as low as the cytoplasm of a single bacterium. The diffusion rate is a function of the mass of the molecule and decreases as the mass increases. FCS can therefore be applied to protein-ligand interaction analysis by measuring the change in mass and therefore in diffusion rate of a molecule upon binding. In a typical experiment, the target to be analyzed is expressed as a recombinant protein with a sequence tag, such as a poly-histidine sequence, inserted at the N or C-terminus. The expression takes place in *E. coli*, yeast or insect cells. The protein is purified by chromatography. For example, the poly-histidine tag can be used to bind the expressed protein to a metal chelate column such as  $Ni^{2+}$  chelated on iminodiacetic acid agarose. The protein is then labeled with a fluorescent tag such as carboxytetramethylrhodamine or BODIPY® (Molecular Probes, Eugene, OR). The protein is then exposed in solution to the potential ligand, and its diffusion rate is determined by FCS using instrumentation available from Carl Zeiss, Inc. (Thornwood, NY). Ligand binding is determined by changes in the diffusion rate of the protein.

Surface-Enhanced Laser Desorption/Ionization (SELDI) was invented by Hutchens and Yip during the late 1980's (Hutchens and Yip (1993) Rapid Commun. Mass Spectrom. 7: 576-580). When coupled to a time-of-flight mass spectrometer (TOF), SELDI provides a mean to rapidly analyze molecules retained on a chip. It can be applied to ligand-protein interaction analysis by covalently binding the target protein on the chip and analyze by MS the small molecules that bind to this protein (Worrall et al. (1998) Anal. Biochem. 70: 750-756). In a typical experiment, the target to be analyzed is expressed as described for FCS. The purified protein is then used in the assay without further preparation. It is bound to the SELDI chip either by utilizing the poly-histidine tag or by other interaction such as ion exchange or hydrophobic interaction. The chip thus prepared is then exposed to the potential ligand via, for example, a delivery system capable to pipet the ligands in a

sequential manner (autosampler). The chip is then submitted to washes of increasing stringency, for example a series of washes with buffer solutions containing an increasing ionic strength. After each wash, the bound material is analyzed by submitting the chip to SELDI-TOF. Ligands that specifically bind the target will be identified by the stringency of the wash needed to elute them.

Biacore relies on changes in the refractive index at the surface layer upon binding of a ligand to a protein immobilized on the layer. In this system, a collection of small ligands is injected sequentially in a 2-5 microlitre cell with the immobilized protein. Binding is detected by surface plasmon resonance (SPR) by recording laser light refracting from the surface. In general, the refractive index change for a given change of mass concentration at the surface layer, is practically the same for all proteins and peptides, allowing a single method to be applicable for any protein (Liedberg et al. (1983) *Sensors Actuators* 4: 299-304; Malmquist (1993) *Nature*, 361: 186-187). In a typical experiment, the target to be analyzed is expressed as described for FCS. The purified protein is then used in the assay without further preparation. It is bound to the Biacore chip either by utilizing the poly-histidine tag or by other interaction such as ion exchange or hydrophobic interaction. The chip thus prepared is then exposed to the potential ligand via the delivery system incorporated in the instruments sold by Biacore (Uppsala, Sweden) to pipet the ligands in a sequential manner (autosampler). The SPR signal on the chip is recorded and changes in the refractive index indicate an interaction between the immobilized target and the ligand. Analysis of the signal kinetics on rate and off rate allows the discrimination between non-specific and specific interaction.

#### *In vivo* inhibitor assay

In one embodiment, a suspected herbicide, for example identified by *in vitro* screening, is applied to plants at various concentrations. The suspected herbicide is preferably sprayed on the plants. After application of the suspected herbicide, its effect on the plants, for example death or suppression of growth is recorded.

In another embodiment, an *in vivo* screening assay for inhibitors of the 8388, 18048, 16713, or 4144 activity uses transgenic plants, plant tissue, plant seeds or plant cells capable of overexpressing a nucleotide sequence having 8388, 18048, 16713, or 4144 activity, wherein the 8388, 18048, 16713, or 4144 gene product is enzymatically active in the transgenic plants, plant tissue, plant seeds or plant cells. The nucleotide sequence is preferably derived from an Eukaryote, such as a yeast, but is preferably derived from a

plant. In a further preferred embodiment, the nucleotide sequence is identical or substantially similar to the nucleotide sequence set forth in SEQ ID NO:1, or encodes an enzyme having 8388 activity, whose amino acid sequence is identical or substantially similar to the amino acid sequence set forth in SEQ ID NO:2. In a further preferred embodiment, the nucleotide sequence is identical or substantially similar to the nucleotide sequence set forth in SEQ ID NO:5, or encodes an enzyme having 18048 activity, whose amino acid sequence is identical or substantially similar to the amino acid sequence set forth in SEQ ID NO:6. In a further preferred embodiment, the nucleotide sequence is identical or substantially similar to the nucleotide sequence set forth in SEQ ID NO:7, or encodes an enzyme having 16713 activity, whose amino acid sequence is identical or substantially similar to the amino acid sequence set forth in SEQ ID NO:8. In a further preferred embodiment, the nucleotide sequence is identical or substantially similar to the nucleotide sequence set forth in SEQ ID NO:21, or encodes an enzyme having 4144 activity, whose amino acid sequence is identical or substantially similar to the amino acid sequence set forth in SEQ ID NO:22. In another preferred embodiment, the nucleotide sequence is derived from a prokaryote, preferably a bacteria, e.g. *E. coli*.

A chemical is then applied to the transgenic plants, plant tissue, plant seeds or plant cells and to the isogenic non-transgenic plants, plant tissue, plant seeds or plant cells, and the growth or viability of the transgenic and non-transformed plants, plant tissue, plant seeds or plant cells are determined after application of the chemical and compared. Compounds capable of inhibiting the growth of the non-transgenic plants, but not affecting the growth of the transgenic plants are selected as specific inhibitors of 8388, 18048, 16713, or 4144 activity.

#### Herbicide Tolerant Plants

The present invention is further directed to plants, plant tissue, plant seeds, and plant cells tolerant to herbicides that inhibit the naturally occurring 8388, 18048, 16713, or 4144 activity in these plants, wherein the tolerance is conferred by an altered 8388, 18048, 16713, or 4144 activity. Altered 8388, 18048, 16713, or 4144 activity may be conferred upon a plant according to the invention by increasing expression of wild-type herbicide-sensitive 8388, 18048, 16713, or 4144 gene, for example by providing additional wild-type 8388, 18048, 16713, or 4144 genes and/or by overexpressing the endogenous 8388, 18048, 16713, or 4144 gene, for example by driving expression with a strong promoter. Altered 8388, 18048, 16713, or 4144 activity also may be accomplished by



expressing nucleotide sequences that are substantially similar to SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, or SEQ ID NO:21, respectively, or homologs in a plant. Still further altered 8388, 18048, 16713, or 4144 activity is conferred on a plant by expressing modified herbicide-tolerant 8388, 18048, 16713, or 4144 genes in the plant. Combinations of these techniques may also be used. Representative plants include any plants to which these herbicides are applied for their normally intended purpose. Preferred are agronomically important crops such as cotton, soybean, oilseed rape, sugar beet, maize, rice, wheat, barley, oats, rye, sorghum, millet, turf, forage, turf grasses, and the like.

#### Increased Expression of Wild-Type 8388, 18048, 16713, or 4144

Achieving altered 8388, 18048, 16713, or 4144 activity through increased expression results in a level of 8388, 18048, 16713, or 4144 activity in the plant cell at least sufficient to overcome growth inhibition caused by the herbicide when applied in amounts sufficient to inhibit normal growth of control plants. The level of expressed enzyme generally is at least two times, preferably at least five times, and more preferably at least ten times the natively expressed amount. Increased expression may be due to multiple copies of a wild-type 8388, 18048, 16713, or 4144 gene; multiple occurrences of the coding sequence within the gene (*i.e.* gene amplification) or a mutation in the non-coding, regulatory sequence of the endogenous gene in the plant cell. Plants having such altered gene activity can be obtained by direct selection in plants by methods known in the art (see, *e.g.* U.S. Patent No. 5,162,602, and U.S. Patent No. 4,761,373, and references cited therein). These plants also may be obtained by genetic engineering techniques known in the art. Increased expression of a herbicide-sensitive 8388, 18048, 16713, or 4144 gene can also be accomplished by transforming a plant cell with a recombinant or chimeric DNA molecule comprising a promoter capable of driving expression of an associated structural gene in a plant cell operatively linked to a homologous or heterologous structural gene encoding the 8388, 18048, 16713, or 4144 protein or a homolog thereof. Preferably, the transformation is stable, thereby providing a heritable transgenic trait.

#### Expression of Modified Herbicide-Tolerant 8388, 18048, 16713, or 4144 Proteins

According to this embodiment, plants, plant tissue, plant seeds, or plant cells are stably transformed with a recombinant DNA molecule comprising a suitable promoter functional in plants operatively linked to a coding sequence encoding a herbicide tolerant form of the 8388, 18048, 16713, or 4144 protein. A herbicide tolerant form of the enzyme has at least

one amino acid substitution, addition or deletion that confers tolerance to a herbicide that inhibits the unmodified, naturally occurring form of the enzyme. The transgenic plants, plant tissue, plant seeds, or plant cells thus created are then selected by conventional selection techniques, whereby herbicide tolerant lines are isolated, characterized, and developed. Below are described methods for obtaining genes that encode herbicide tolerant forms of 8388, 18048, 16713, or 4144 protein.

One general strategy involves direct or indirect mutagenesis procedures on microbes. For instance, a genetically manipulatable microbe such as *E. coli* or *S. cerevisiae* may be subjected to random mutagenesis *in vivo* with mutagens such as UV light or ethyl or methyl methane sulfonate. Mutagenesis procedures are described, for example, in Miller, *Experiments in Molecular Genetics*, Cold Spring Harbor Laboratory, Cold Spring Harbor, NY (1972); Davis *et al.*, *Advanced Bacterial Genetics*, Cold Spring Harbor Laboratory, Cold Spring Harbor, NY (1980); Sherman *et al.*, *Methods in Yeast Genetics*, Cold Spring Harbor Laboratory, Cold Spring Harbor, NY (1983); and U.S. Patent No. 4,975,374. The microbe selected for mutagenesis contains a normal, inhibitor-sensitive 8388, 18048, 16713, or 4144 gene and is dependent upon the activity conferred by this gene. The mutagenized cells are grown in the presence of the inhibitor at concentrations that inhibit the unmodified gene. Colonies of the mutagenized microbe that grow better than the unmutagenized microbe in the presence of the inhibitor (i.e. exhibit resistance to the inhibitor) are selected for further analysis. 8388, 18048, 16713, or 4144 genes conferring tolerance to the inhibitor are isolated from these colonies, either by cloning or by PCR amplification, and their sequences are elucidated. Sequences encoding altered gene products are then cloned back into the microbe to confirm their ability to confer inhibitor tolerance.

A method of obtaining mutant herbicide-tolerant alleles of a plant 8388, 18048, 16713, or 4144 gene involves direct selection in plants. For example, the effect of a mutagenized 8388, 18048, 16713, or 4144 gene on the growth inhibition of plants such as *Arabidopsis*, soybean, or maize is determined by plating seeds sterilized by art-recognized methods on plates on a simple minimal salts medium containing increasing concentrations of the inhibitor. Such concentrations are in the range of 0.001, 0.003, 0.01, 0.03, 0.1, 0.3, 1, 3, 10, 30, 110, 300, 1000 and 3000 parts per million (ppm). The lowest dose at which significant growth inhibition can be reproducibly detected is used for subsequent experiments. Determination of the lowest dose is routine in the art.

Mutagenesis of plant material is utilized to increase the frequency at which resistant alleles occur in the selected population. Mutagenized seed material is derived from a variety of sources, including chemical or physical mutagenesis of seeds, or chemical or physical mutagenesis of pollen (Neuffer, In *Maize for Biological Research* Sheridan, ed. Univ. Press, Grand Forks, ND., pp. 61-64 (1982)), which is then used to fertilize plants and the resulting M<sub>1</sub> mutant seeds collected. Typically for *Arabidopsis*, M<sub>2</sub> seeds (Lehle Seeds, Round Rock TX, USA), which are progeny seeds of plants grown from seeds mutagenized with chemicals, such as ethyl methane sulfonate, or with physical agents, such as gamma rays or fast neutrons, are plated at densities of up to 10,000 seeds/plate (10 cm diameter) on minimal salts medium containing an appropriate concentration of inhibitor to select for tolerance. Seedlings that continue to grow and remain green 7-21 days after plating are transplanted to soil and grown to maturity and seed set. Progeny of these seeds are tested for tolerance to the herbicide. If the tolerance trait is dominant, plants whose seed segregate 3:1 / resistant:sensitive are presumed to have been heterozygous for the resistance at the M<sub>2</sub> generation. Plants that give rise to all resistant seed are presumed to have been homozygous for the resistance at the M<sub>2</sub> generation. Such mutagenesis on intact seeds and screening of their M<sub>2</sub> progeny seed can also be carried out on other species, for instance soybean (see, e.g. U.S. Pat. No. 5,084,082). Alternatively, mutant seeds to be screened for herbicide tolerance are obtained as a result of fertilization with pollen mutagenized by chemical or physical means.

Confirmation that the genetic basis of the herbicide tolerance is a 8388, 18048, 16713, or 4144 gene is ascertained as exemplified below. First, alleles of the 8388, 18048, 16713, or 4144 gene from plants exhibiting resistance to the inhibitor are isolated using PCR with primers based either upon the *Arabidopsis* cDNA coding sequences shown in SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, or SEQ ID NO:21, respectively, or, more preferably, based upon the unaltered 8388, 18048, 16713, or 4144 gene sequence from the plant used to generate tolerant alleles. After sequencing the alleles to determine the presence of mutations in the coding sequence, the alleles are tested for their ability to confer tolerance to the inhibitor on plants into which the putative tolerance-conferring alleles have been transformed. These plants can be either *Arabidopsis* plants or any other plant whose growth is susceptible to the 8388, 18048, 16713, or 4144 inhibitors. Second, the inserted 8388, 18048, 16713, or 4144 genes are mapped relative to known restriction fragment length polymorphisms (RFLPs) (See, for example, Chang et al. *Proc. Natl. Acad. Sci. USA*

85: 6856-6860 (1988); Nam *et al.*, *Plant Cell* 1: 699-705 (1989), cleaved amplified polymorphic sequences (CAPS) (Konieczny and Ausubel (1993) *The Plant Journal*, 4(2): 403-410), or SSLPs (Bell and Ecker (1994) *Genomics*, 19: 137-144). The 8388, 18048, 16713, or 4144 inhibitor tolerance trait is independently mapped using the same markers. When tolerance is due to a mutation in that 8388, 18048, 16713, or 4144 gene, the tolerance trait maps to a position indistinguishable from the position of the 8388, 18048, 16713, or 4144 gene.

Another method of obtaining herbicide-tolerant alleles of a 8388, 18048, 16713, or 4144 gene is by selection in plant cell cultures. Explants of plant tissue, *e.g.* embryos, leaf disks, etc. or actively growing callus or suspension cultures of a plant of interest are grown on medium in the presence of increasing concentrations of the inhibitory herbicide or an analogous inhibitor suitable for use in a laboratory environment. Varying degrees of growth are recorded in different cultures. In certain cultures, fast-growing variant colonies arise that continue to grow even in the presence of normally inhibitory concentrations of inhibitor. The frequency with which such faster-growing variants occur can be increased by treatment with a chemical or physical mutagen before exposing the tissues or cells to the inhibitor. Putative tolerance-conferring alleles of the 8388, 18048, 16713, or 4144 gene are isolated and tested as described in the foregoing paragraphs. Those alleles identified as conferring herbicide tolerance may then be engineered for optimal expression and transformed into the plant. Alternatively, plants can be regenerated from the tissue or cell cultures containing these alleles.

Still another method involves mutagenesis of wild-type, herbicide sensitive plant 8388, 18048, 16713, or 4144 genes in bacteria or yeast, followed by culturing the microbe on medium that contains inhibitory concentrations (i.e. sufficient to cause abnormal growth, inhibit growth or cause cell death) of the inhibitor, and then selecting those colonies that grow normally in the presence of the inhibitor. More specifically, a plant cDNA, such as the *Arabidopsis* cDNA encoding the 8388, 18048, 16713, or 4144 protein, is cloned into a microbe that otherwise lacks the 8388, 18048, 16713, or 4144 activity. The transformed microbe is then subjected to *in vivo* mutagenesis or to *in vitro* mutagenesis by any of several chemical or enzymatic methods known in the art, *e.g.* sodium bisulfite (Shortle *et al.*, *Methods Enzymol.* 100:457-468 (1983); methoxylamine (Kadonaga *et al.*, *Nucleic Acids Res.* 13:1733-1745 (1985); oligonucleotide-directed saturation mutagenesis (Hutchinson *et al.*, *Proc. Natl. Acad. Sci. USA*, 83:710-714 (1986); or various polymerase misincorporation

strategies (see, e.g. Shortle et al., *Proc. Natl. Acad. Sci. USA*, 79:1588-1592 (1982); Shiraishi et al., *Gene* 64:313-319 (1988); and Leung et al., *Technique* 1:11-15 (1989). Colonies that grow normally in the presence of normally inhibitory concentrations of inhibitor are picked and purified by repeated restreaking. Their plasmids are purified and tested for the ability to confer tolerance to the inhibitor by retransforming them into the microbe lacking 8388, 18048, 16713, or 4144 activity. The DNA sequences of cDNA inserts from plasmids that pass this test are then determined.

Herbicide resistant 8388, 18048, 16713, or 4144 proteins are also obtained using methods involving *in vitro* recombination, also called DNA shuffling. By DNA shuffling, mutations, preferably random mutations, are introduced into nucleotide sequences encoding 8388, 18048, 16713, or 4144 activity. DNA shuffling also leads to the recombination and rearrangement of sequences within a 8388, 18048, 16713, or 4144 gene or to recombination and exchange of sequences between two or more different of 8388, 18048, 16713, or 4144 genes. These methods allow for the production of millions of mutated 8388, 18048, 16713, or 4144 coding sequences. The mutated genes, or shuffled genes, are screened for desirable properties, e.g. improved tolerance to herbicides and for mutations that provide broad spectrum tolerance to the different classes of inhibitor chemistry. Such screens are well within the skills of a routineer in the art.

In a preferred embodiment, a mutagenized 8388, 18048, 16713, or 4144 gene is formed from at least one template 8388, 18048, 16713, or 4144 gene, wherein the template 8388, 18048, 16713, or 4144 gene has been cleaved into double-stranded random fragments of a desired size, and comprising the steps of adding to the resultant population of double-stranded random fragments one or more single or double-stranded oligonucleotides, wherein said oligonucleotides comprise an area of identity and an area of heterology to the double-stranded random fragments; denaturing the resultant mixture of double-stranded random fragments and oligonucleotides into single-stranded fragments; incubating the resultant population of single-stranded fragments with a polymerase under conditions which result in the annealing of said single-stranded fragments at said areas of identity to form pairs of annealed fragments, said areas of identity being sufficient for one member of a pair to prime replication of the other, thereby forming a mutagenized double-stranded polynucleotide; and repeating the second and third steps for at least two further cycles, wherein the resultant mixture in the second step of a further cycle includes the mutagenized double-stranded polynucleotide from the third step of the previous cycle, and the further cycle forms a further mutagenized double-stranded polynucleotide, wherein the

mutagenized polynucleotide is a mutated 8388, 18048, 16713, or 4144 gene having enhanced tolerance to a herbicide which inhibits naturally occurring 8388, 18048, 16713, or 4144 activity. In a preferred embodiment, the concentration of a single species of double-stranded random fragment in the population of double-stranded random fragments is less than 1% by weight of the total DNA. In a further preferred embodiment, the template double-stranded polynucleotide comprises at least about 100 species of polynucleotides. In another preferred embodiment, the size of the double-stranded random fragments is from about 5 bp to 5 kb. In a further preferred embodiment, the fourth step of the method comprises repeating the second and the third steps for at least 10 cycles. Such method is described e.g. in Stemmer et al. (1994) Nature 370: 389-391, in US Patent 5,605,793, US Patent 5,811,238 and in Crameri et al. (1998) Nature 391: 288-291, as well as in WO 97/20078, and these references are incorporated herein by reference.

In another preferred embodiment, any combination of two or more different 8388, 18048, 16713, or 4144 genes are mutagenized *in vitro* by a staggered extension process (StEP), as described e.g. in Zhao et al. (1998) Nature Biotechnology 16: 258-261. The two or more 8388, 18048, 16713, or 4144 genes are used as template for PCR amplification with the extension cycles of the PCR reaction preferably carried out at a lower temperature than the optimal polymerization temperature of the polymerase. For example, when a thermostable polymerase with an optimal temperature of approximately 72°C is used, the temperature for the extension reaction is desirably below 72°C, more desirably below 65°C, preferably below 60°C, more preferably the temperature for the extension reaction is 55°C. Additionally, the duration of the extension reaction of the PCR cycles is desirably shorter than usually carried out in the art, more desirably it is less than 30 seconds, preferably it is less than 15 seconds, more preferably the duration of the extension reaction is 5 seconds. Only a short DNA fragment is polymerized in each extension reaction, allowing template switch of the extension products between the starting DNA molecules after each cycle of denaturation and annealing, thereby generating diversity among the extension products. The optimal number of cycles in the PCR reaction depends on the length of the 8388, 18048, 16713, or 4144 genes to be mutagenized but desirably over 40 cycles, more desirably over 60 cycles, preferably over 80 cycles are used. Optimal extension conditions and the optimal number of PCR cycles for every combination of 8388, 18048, 16713, or 4144 genes are determined as described in using procedures well-known in the art. The other parameters for the PCR reaction are essentially the same as commonly used in the art. The primers for the amplification reaction are preferably designed to anneal to DNA

sequences located outside of the 8388, 18048, 16713, or 4144 genes, e.g. to DNA sequences of a vector comprising the 8388, 18048, 16713, or 4144 genes, whereby the different 8388, 18048, 16713, or 4144 genes used in the PCR reaction are preferably comprised in separate vectors. The primers desirably anneal to sequences located less than 500 bp away from 8388, 18048, 16713, or 4144 sequences, preferably less than 200 bp away from the 8388, 18048, 16713, or 4144 sequences, more preferably less than 120 bp away from the 8388, 18048, 16713, or 4144 sequences. Preferably, the 8388, 18048, 16713, or 4144 sequences are surrounded by restriction sites, which are included in the DNA sequence amplified during the PCR reaction, thereby facilitating the cloning of the amplified products into a suitable vector.

In another preferred embodiment, fragments of 8388, 18048, 16713, or 4144 genes having cohesive ends are produced as described in WO 98/05765. The cohesive ends are produced by ligating a first oligonucleotide corresponding to a part of a 8388, 18048, 16713, or 4144 gene to a second oligonucleotide not present in the gene or corresponding to a part of the gene not adjoining to the part of the gene corresponding to the first oligonucleotide, wherein the second oligonucleotide contains at least one ribonucleotide. A double-stranded DNA is produced using the first oligonucleotide as template and the second oligonucleotide as primer. The ribonucleotide is cleaved and removed. The nucleotide(s) located 5' to the ribonucleotide is also removed, resulting in double-stranded fragments having cohesive ends. Such fragments are randomly reassembled by ligation to obtain novel combinations of gene sequences.

In yet another embodiment, herbicide-resistant 8388, 18048, 16713, or 4144 proteins are produced using the incremental truncation for the creation of hybrid enzymes (ITCHY), as described in Ostermeier et al. (1999) Nature Biotechnology 17:1205-1209, and this reference is incorporated herein by reference.

Any 8388, 18048, 16713, or 4144 gene or any combination of 8388, 18048, 16713, or 4144 genes is used for *in vitro* recombination in the context of the present invention, for example, a 8388, 18048, 16713, or 4144 gene derived from a plant, such as, e.g. *Arabidopsis thaliana*, e.g. a 8388, 18048, 16713, or 4144 gene set forth in SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, or SEQ ID NO:21, respectively. A 8388-like gene from *E. coli*, yeast, human, or mouse (Luking et al. (1998) Critical Reviews in Biochemistry and Molecular Biology, 33 (4): 259-296), a 18048-like gene from human or *Drosophila* (Clark et al. (1993) Proc. Natl. Acad. Sci. U.S.A. 90 (19): 8952-8956 or other like genes), a 16713-like gene (Vollack and Bach (1996) Plant Physiol. 111:1097-1107 or other like genes), all of which are

incorporated herein by reference. Whole 8388, 18048, 16713, or 4144 genes or portions thereof are used in the context of the present invention. The library of mutated 8388, 18048, 16713, or 4144 genes obtained by the methods described above are cloned into appropriate expression vectors and the resulting vectors are transformed into an appropriate host, for example an algae like *Chlamydomonas*, a yeast or a bacteria. An appropriate host is preferably a host that otherwise lacks 8388, 18048, 16713, or 4144 activity, for example *E. coli*. Host cells transformed with the vectors comprising the library of mutated 8388, 18048, 16713, or 4144 genes are cultured on medium that contains inhibitory concentrations of the inhibitor and those colonies that grow in the presence of the inhibitor are selected. Colonies that grow in the presence of normally inhibitory concentrations of inhibitor are picked and purified by repeated restreaking. Their plasmids are purified and the DNA sequences of cDNA inserts from plasmids that pass this test are then determined.

An assay for identifying a modified 8388, 18048, 16713, or 4144 gene that is tolerant to an inhibitor may be performed in the same manner as the assay to identify inhibitors of the 8388, 18048, 16713, or 4144 activity (Inhibitor Assay, above) with the following modifications: First, a mutant 8388, 18048, 16713, or 4144 protein is substituted in one of the reaction mixtures for the wild-type 8388, 18048, 16713, or 4144 protein of the inhibitor assay. Second, an inhibitor of wild-type enzyme is present in both reaction mixtures. Third, mutated activity (activity in the presence of inhibitor and mutated enzyme) and unmutated activity (activity in the presence of inhibitor and wild-type enzyme) are compared to determine whether a significant increase in enzymatic activity is observed in the mutated activity when compared to the unmutated activity. Mutated activity is any measure of activity of the mutated enzyme while in the presence of a suitable substrate and the inhibitor. Unmutated activity is any measure of activity of the wild-type enzyme while in the presence of a suitable substrate and the inhibitor.

In addition to being used to create herbicide-tolerant plants, genes encoding herbicide tolerant 8388, 18048, 16713, or 4144 protein can also be used as selectable markers in plant cell transformation methods. For example, plants, plant tissue, plant seeds, or plant cells transformed with a heterologous DNA sequence can also be transformed with a sequence encoding an altered 8388, 18048, 16713, or 4144 activity capable of being expressed by the plant. The transformed cells are transferred to medium containing an inhibitor of the enzyme in an amount sufficient to inhibit the growth or survivability of plant cells not expressing the modified coding sequence, wherein only the transformed cells will



grow. The method is applicable to any plant cell capable of being transformed with a modified 8388, 18048, 16713, or 4144 gene, and can be used with any heterologous DNA sequence of interest. Expression of the heterologous DNA sequence and the modified gene can be driven by the same promoter functional in plant cells, or by separate promoters.

#### Plant Transformation Technology

A wild-type or herbicide-tolerant form of the 8388, 18048, 16713, or 4144 gene, or homologs thereof, can be incorporated in plant or bacterial cells using conventional recombinant DNA technology. Generally, this involves inserting a DNA molecule encoding the 8388, 18048, 16713, or 4144 gene into an expression system to which the DNA molecule is heterologous (i.e., not normally present) using standard cloning procedures known in the art. The vector contains the necessary elements for the transcription and translation of the inserted protein-coding sequences in a host cell containing the vector. A large number of vector systems known in the art can be used, such as plasmids, bacteriophage viruses and other modified viruses. The components of the expression system may also be modified to increase expression. For example, truncated sequences, nucleotide substitutions, nucleotide optimization or other modifications may be employed. Expression systems known in the art can be used to transform virtually any crop plant cell under suitable conditions. A heterologous DNA sequence comprising a wild-type or herbicide-tolerant form of the 8388, 18048, 16713, or 4144 gene is preferably stably transformed and integrated into the genome of the host cells. In another preferred embodiment, the heterologous DNA sequence comprising a wild-type or herbicide-tolerant form of the 8388, 18048, 16713, or 4144 gene located on a self-replicating vector. Examples of self-replicating vectors are viruses, in particular gemini viruses. Transformed cells can be regenerated into whole plants such that the chosen form of the 8388, 18048, 16713, or 4144 gene confers herbicide tolerance in the transgenic plants.

#### A. Requirements for Construction of Plant Expression Cassettes

Gene sequences intended for expression in transgenic plants are first assembled in expression cassettes behind a suitable promoter expressible in plants. The expression cassettes may also comprise any further sequences required or selected for the expression of the heterologous DNA sequence. Such sequences include, but are not restricted to, transcription terminators, extraneous sequences to enhance expression such as introns,

vital sequences, and sequences intended for the targeting of the gene product to specific organelles and cell compartments. These expression cassettes can then be easily transferred to the plant transformation vectors described *infra*. The following is a description of various components of typical expression cassettes.

#### A1. Promoters

The selection of the promoter used in expression cassettes will determine the spatial and temporal expression pattern of the heterologous DNA sequence in the plant transformed with this DNA sequence. Selected promoters will express heterologous DNA sequences in specific cell types (such as leaf epidermal cells, mesophyll cells, root cortex cells) or in specific tissues or organs (roots, leaves or flowers, for example) and the selection will reflect the desired location of accumulation of the gene product. Alternatively, the selected promoter may drive expression of the gene under various inducing conditions. Promoters vary in their strength, i.e., ability to promote transcription. Depending upon the host cell system utilized, any one of a number of suitable promoters known in the art can be used. For example, for constitutive expression, the CaMV 35S promoter, the rice actin promoter, or the ubiquitin promoter may be used. For regulatable expression, the chemically inducible PR-1 promoter from tobacco or *Arabidopsis* may be used (see, e.g., U.S. Patent No. 5,689,044).

#### A2. Transcriptional Terminators

A variety of transcriptional terminators are available for use in expression cassettes. These are responsible for the termination of transcription beyond the heterologous DNA sequence and its correct polyadenylation. Appropriate transcriptional terminators are those that are known to function in plants and include the CaMV 35S terminator, the *tm1* terminator, the nopaline synthase terminator and the pea *rbcS* E9 terminator. These can be used in both monocotyledonous and dicotyledonous plants.

#### A3. Sequences for the Enhancement or Regulation of Expression

Numerous sequences have been found to enhance gene expression from within the transcriptional unit and these sequences can be used in conjunction with the genes of this invention to increase their expression in transgenic plants. For example, various intron sequences such as introns of the maize *Adhl* gene have been shown to enhance expression, particularly in monocotyledonous cells. In addition, a number of non-translated

leader sequences derived from viruses are also known to enhance expression, and these are particularly effective in dicotyledonous cells.

#### A4. Coding Sequence Optimization

The coding sequence of the selected gene may be genetically engineered by altering the coding sequence for optimal expression in the crop species of interest. Methods for modifying coding sequences to achieve optimal expression in a particular crop species are well known (see, *e.g.* Perlak *et al.*, *Proc. Natl. Acad. Sci. USA* 88: 3324 (1991); and Koziel *et al.*, *Bio/technol.* 11: 194 (1993)).

#### A5. Targeting of the Gene Product Within the Cell

Various mechanisms for targeting gene products are known to exist in plants and the sequences controlling the functioning of these mechanisms have been characterized in some detail. For example, the targeting of gene products to the chloroplast is controlled by a signal sequence found at the amino terminal end of various proteins which is cleaved during chloroplast import to yield the mature protein (*e.g.* Comai *et al.* *J. Biol. Chem.* 263: 15104-15109 (1988)). Other gene products are localized to other organelles such as the mitochondrion and the peroxisome (*e.g.* Unger *et al.* *Plant Molec. Biol.* 13: 411-418 (1989)). The cDNAs encoding these products can also be manipulated to effect the targeting of heterologous products encoded by DNA sequences to these organelles. In addition, sequences have been characterized which cause the targeting of products encoded by DNA sequences to other cell compartments. Amino terminal sequences are responsible for targeting to the ER, the apoplast, and extracellular secretion from aleurone cells (Koehler & Ho, *Plant Cell* 2: 769-783 (1990)). Additionally, amino terminal sequences in conjunction with carboxy terminal sequences are responsible for vacuolar targeting of gene products (Shinshi *et al.* *Plant Molec. Biol.* 14: 357-368 (1990)). By the fusion of the appropriate targeting sequences described above to heterologous DNA sequences of interest it is possible to direct this product to any organelle or cell compartment.

#### B. Construction of Plant Transformation Vectors

Numerous transformation vectors available for plant transformation are known to those of ordinary skill in the plant transformation arts, and the genes pertinent to this invention can be used in conjunction with any such vectors. The selection of vector will depend upon the preferred transformation technique and the target species for transformation. For certain

target species, different antibiotic or herbicide selection markers may be preferred. Selection markers used routinely in transformation include the *nptII* gene, which confers resistance to kanamycin and related antibiotics (Vieira & Messing. *Gene* 19: 259-268 (1982); Bevan et al., *Nature* 304:184-187 (1983)), the *bar* gene, which confers resistance to the herbicide phosphinothricin (White et al., *Nucl. Acids Res* 18: 1062 (1990), Spencer et al. *Theor. Appl. Genet* 79: 625-631 (1990)), the *hph* gene, which confers resistance to the antibiotic hygromycin (Blochlinger & Diggelmann, *Mol Cell Biol* 4: 2929-2931), the *manA* gene, which allows for positive selection in the presence of mannose (Miles and Guest (1984) *Gene*, 32:41-48; U.S. Patent No. 5,767,378), and the *dhfr* gene, which confers resistance to methotrexate (Bourouis and Jarry, *EMBO J.* 2(7): 1099-1104 (1983)), and the EPSPS gene, which confers resistance to glyphosate (U.S. Patent Nos. 4,940,935 and 5,188,642). Identification of transformed cells may also be accomplished through expression of screenable marker genes such as genes coding for chloramphenicol acetyl transferase (CAT),  $\beta$ -glucuronidase (GUS), luciferase, and green fluorescent protein (GFP) or any other protein that confers a phenotypically distinct trait to the transformed cell.

#### B1. Vectors Suitable for *Agrobacterium* Transformation

Many vectors are available for transformation using *Agrobacterium tumefaciens*. These typically carry at least one T-DNA border sequence and include vectors such as pBIN19 (Bevan, *Nucl. Acids Res.* (1984)). Typical vectors suitable for *Agrobacterium* transformation include the binary vectors pCIB200 and pCIB2001, as well as the binary vector pCIB10 and hygromycin selection derivatives thereof. (See, for example, U.S. Patent No. 5,639,949).

#### B2. Vectors Suitable for non-*Agrobacterium* Transformation

Transformation without the use of *Agrobacterium tumefaciens* circumvents the requirement for T-DNA sequences in the chosen transformation vector and consequently vectors lacking these sequences can be utilized in addition to vectors such as the ones described above which contain T-DNA sequences. Transformation techniques that do not rely on *Agrobacterium* include transformation via particle bombardment, protoplast uptake (e.g. PEG and electroporation) and microinjection. The choice of vector depends largely on the preferred selection for the species being transformed. Typical vectors suitable for non-*Agrobacterium* transformation include pCIB3064, pSOG19, and pSOG35. (See, for example, U.S. Patent No. 5,639,949).

### C. Transformation Techniques

Once the coding sequence of interest has been cloned into an expression system, it is transformed into a plant cell. Methods for transformation and regeneration of plants are well known in the art. For example, Ti plasmid vectors have been utilized for the delivery of foreign DNA, as well as direct DNA uptake, liposomes, electroporation, micro-injection, and microprojectiles. In addition, bacteria from the genus *Agrobacterium* can be utilized to transform plant cells.

Transformation techniques for dicotyledons are well known in the art and include *Agrobacterium*-based techniques and techniques that do not require *Agrobacterium*. Non-*Agrobacterium* techniques involve the uptake of exogenous genetic material directly by protoplasts or cells. This can be accomplished by PEG- or electroporation-mediated uptake, particle bombardment-mediated delivery, or microinjection. In each case the transformed cells are regenerated to whole plants using standard techniques known in the art.

Transformation of most monocotyledon species has now also become routine. Preferred techniques include direct gene transfer into protoplasts using PEG or electroporation techniques, particle bombardment into callus tissue, as well as *Agrobacterium*-mediated transformation.

### D. Plastid Transformation

In another preferred embodiment, a nucleotide sequence encoding a polypeptide having 8388, 18048, 16713, or 4144 activity is directly transformed into the plastid genome. Plastid expression, in which genes are inserted by homologous recombination into the several thousand copies of the circular plastid genome present in each plant cell, takes advantage of the enormous copy number advantage over nuclear-expressed genes to permit expression levels that can readily exceed 10% of the total soluble plant protein. In a preferred embodiment, the nucleotide sequence is inserted into a plastid targeting vector and transformed into the plastid genome of a desired plant host. Plants homoplasmic for plastid genomes containing the nucleotide sequence are obtained, and are preferentially capable of high expression of the nucleotide sequence.

Plastid transformation technology is for example extensively described in U.S. Patent Nos. 5,451,513, 5,545,817, 5,545,818, and 5,877,462 in PCT application no. WO 95/16783 and WO 97/32977, and in McBride *et al.* (1994) Proc. Natl. Acad. Sci. USA 91, 7301-7305, all

incorporated herein by reference in their entirety. The basic technique for plastid transformation involves introducing regions of cloned plastid DNA flanking a selectable marker together with the nucleotide sequence into a suitable target tissue, e.g., using biolistics or protoplast transformation (e.g., calcium chloride or PEG mediated transformation). The 1 to 1.5 kb flanking regions, termed targeting sequences, facilitate homologous recombination with the plastid genome and thus allow the replacement or modification of specific regions of the plastome. Initially, point mutations in the chloroplast 16S rRNA and rps12 genes conferring resistance to spectinomycin and/or streptomycin are utilized as selectable markers for transformation (Svab, Z., Hajdukiewicz, P., and Maliga, P. (1990) *Proc. Natl. Acad. Sci. USA* 87, 8526-8530; Staub, J. M., and Maliga, P. (1992) *Plant Cell* 4, 39-45). The presence of cloning sites between these markers allowed creation of a plastid targeting vector for introduction of foreign genes (Staub, J.M., and Maliga, P. (1993) *EMBO J.* 12, 601-606). Substantial increases in transformation frequency are obtained by replacement of the recessive rRNA or r-protein antibiotic resistance genes with a dominant selectable marker, the bacterial *aadA* gene encoding the spectinomycin-detoxifying enzyme aminoglycoside-3'-adenyltransferase (Svab, Z., and Maliga, P. (1993) *Proc. Natl. Acad. Sci. USA* 90, 913-917). Other selectable markers useful for plastid transformation are known in the art and encompassed within the scope of the invention.

### Breeding

The wild-type or altered form of a 8388, 18048, 16713, or 4144 gene of the present invention can be utilized to confer herbicide tolerance to a wide variety of plant cells, including those of gymnosperms, monocots, and dicots. Although the gene can be inserted into any plant cell falling within these broad classes, it is particularly useful in crop plant cells, such as rice, wheat, barley, rye, corn, potato, carrot, sweet potato, sugar beet, bean, pea, chicory, lettuce, cabbage, cauliflower, broccoli, turnip, radish, spinach, asparagus, onion, garlic, eggplant, pepper, celery, carrot, squash, pumpkin, zucchini, cucumber, apple, pear, quince, melon, plum, cherry, peach, nectarine, apricot, strawberry, grape, raspberry, blackberry, pineapple, avocado, papaya, mango, banana, soybean, tobacco, tomato, sorghum and sugarcane.

The high-level expression of a wild-type 8388, 18048, 16713, or 4144 gene and/or the expression of herbicide-tolerant forms of a 8388, 18048, 16713, or 4144 gene conferring herbicide tolerance in plants, in combination with other characteristics important for

production and quality, can be incorporated into plant lines through breeding approaches and techniques known in the art.

Where a herbicide tolerant 8388, 18048, 16713, or 4144 gene allele is obtained by direct selection in a crop plant or plant cell culture from which a crop plant can be regenerated, it is moved into commercial varieties using traditional breeding techniques to develop a herbicide tolerant crop without the need for genetically engineering the allele and transforming it into the plant.

The invention will be further described by reference to the following detailed examples. These examples are provided for purposes of illustration only, and are not intended to be limiting unless otherwise specified.

## EXAMPLES

Standard recombinant DNA and molecular cloning techniques used here are well known in the art and are described by Sambrook, *et al.*, Molecular Cloning, eds., Cold Spring Harbor Laboratory Press, Cold Spring Harbor, NY (1989) and by T.J. Silhavy, M.L. Berman, and L.W. Enquist, Experiments with Gene Fusions, Cold Spring Harbor Laboratory, Cold Spring Harbor, NY (1984) and by Ausubel, F.M. *et al.*, Current Protocols in Molecular Biology, pub. by Greene Publishing Assoc. and Wiley-Interscience (1987), Reiter, *et al.*, Methods in Arabidopsis Research, World Scientific Press (1992), and Schultz *et al.*, Plant Molecular Biology Manual, Kluwer Academic Publishers (1998). These references describe the standard techniques used for all steps in tagging and cloning genes from T-DNA mutagenized populations of *Arabidopsis*: plant infection and transformation; screening for the identification of seedling mutants; cosegregation analysis; and plasmid rescue.

### Example 1: Plant infection and transformation in tagged embryo-lethal lines 8388, 18048, and 16713

*Arabidopsis* plants (strain Columbia) are inverted, and their leaves are vacuum-infiltrated with *Agrobacterium* (1X dilution of *Agrobacterium* grown to OD600 of 0.8 in 10mM MgCl<sub>2</sub>). T1 seed is collected from these plants, and germinated on an agar-solidified medium containing (50 ug/ml Basta) or sprayed in soil (400 mg/ml Basta). Typically, 0.1% to 1.0% of the plants contain T-DNA inserts in a population of T1 transformants. Furthermore, the

plants that survive on Basta selection are hemizygous for the T-DNA insertion and thus the Basta selectable marker.

Mutants blocked in growth or development are identified by examining T2 progeny using an embryo screen and recovering those plants that contained 25% aborted seeds. Using segregation analysis of T2 individuals, approximately one-third of the mutants are tagged.

**Example 2: Embryo screen for the identification of mutants blocked in early development from tagged embryo-lethal lines 8388, 18048, and 16713**

Essential genes are identified through the isolation of lethal mutants blocked in early development. Examples of lethal mutants include those blocked in the formation of the male or female gametes, embryo, or resulting seedling. Gametophytic mutants are found by examining T1 insertion lines for the presence of 50% aborted pollen grains or ovules. Embryo defective lethal mutants produce 25% defective seeds following self-pollination of T1 plants (see Errampalli et al. 1991, Plant Cell 3:149-157; Castle et al. 1993, Mol Gen Genet 241:504-514). Seedling lethal mutants segregate for 25% seedlings that exhibit a lethal phenotype.

The T1 line #8388 shows 25% defective seeds that contain embryos that are normal in size and shape, but completely lack normal pigmentation, i.e. they are albino. Similarly, defective seeds are normal in size and shape, and are white, rather than green, in mature siliques.

The T1 line #18048 shows 25% defective seeds that contain embryos that abort very early in development soon after fertilization.

The T1 line #16713 shows 25% defective seeds that contain embryos that abort very early in development soon after fertilization.

**Example 3: Cosegregation analysis for tagged embryo-lethal lines 8388, 18048, and 16713**

The linkage of the mutation to the T-DNA insert is established after identifying a transformed line segregating for a lethal phenotype of interest. A line segregating with a single functional insert will segregate for resistance in the ratio of 2:1 (resistance:sensitive) to the selectable marker Basta. In this case, one-quarter of the T2 progeny will fail to germinate due to embryo lethality, resulting in a reduction of the normal 3:1 ratio to 2:1. Each of the Basta resistant progeny are therefore heterozygous for the mutation if the T-DNA insert is causing the mutant phenotype. To confirm cosegregation of the T-DNA and



the mutant phenotype, Basta resistant progeny are transplanted to soil and screened again for the presence of 25% aborted seeds.

For 8388, each of the 23 progeny examined contains approximately 25% aborted seeds with the expected phenotype. These results confirm that there is no evidence for recombination between the T-DNA and the mutation. Single plant southern blot analysis suggests that the T-DNA insertion in line #8388 consists of a simple insertion.

For 18048, each of the 23 progeny examined contains approximately 25% aborted seeds with the expected phenotype. These results confirm that there is no evidence for recombination between the T-DNA and the mutation. Single plant Southern blot analysis suggests that the insertion in line #18048 consists of at least three tandem T-DNA elements. Cosegregation analysis shows that Basta resistance and the mutant phenotype in line 18048 exhibit complete linkage in 94 selfed progeny from a selfed heterozygote.

For 16713, each of the 38 progeny examined contains approximately 25% aborted seeds with the expected phenotype. These results confirm that there is no evidence for recombination between the T-DNA and the mutation. Cosegregation analysis shows that Basta resistance and the mutant phenotype in line 16713 exhibit complete linkage in 38 selfed progeny from a selfed heterozygote.

#### **Example 4a: Plasmid rescue from tagged embryo-lethal line 8388**

*Arabidopsis* genomic DNA is isolated as described Reiter et al in Methods in Arabidopsis Research, World Scientific Press (1992). Genomic DNA is digested with a restriction endonuclease and ligated overnight. After ligation, the DNA is transformed into competent *E. coli* strain XL-1 Blue, DH10B, DH5 alpha, or the like, and colonies are selected on semi-solid medium containing ampicillin. Resistant colonies are picked into liquid medium with ampicillin and grown overnight. Plasmid DNA is isolated and digested with the rescue enzyme and analyzed on agarose gels containing ethidium bromide for visualization. Plasmids that represent different size classes are sequenced using primers that flank the plant DNA portion of the rescue element and the sequence is analyzed to determine what portion is plant DNA and what gene has been disrupted.

One method of confirming that the disrupted gene is the cause of the mutant phenotype is to transform a wild-type form of the gene into the mutant plant. Alternatively, the mutant is phenocopied by specifically reducing expression of the disrupted gene in transgenic plants expressing an antisense version of the gene behind a synthetic promoter (Guyer *et al.* (1998) *Genetics*, 149: 633-639).

**Example 4b: Plasmid rescue from tagged embryo-lethal line 18048**

*Arabidopsis* genomic DNA is isolated as described in Reiter et al in Methods in Arabidopsis Research, World Scientific Press (1992). Genomic DNA is digested with a restriction endonuclease and ligated overnight. After ligation, the DNA is transformed into competent *E. coli* strain XL-1 Blue, DH10B, DH5 alpha, or the like, and colonies are selected on semi-solid medium containing ampicillin. Resistant colonies are picked into liquid medium with ampicillin and grown overnight. Plasmid DNA is isolated and digested with the rescue enzyme and analyzed on agarose gels containing ethidium bromide for visualization. Plasmids that represent different size classes are sequenced using primers that flank the plant DNA portion of the rescue element and the sequence is analyzed to determine what portion is plant DNA and what gene has been disrupted.

One method of confirming that the disrupted gene is the cause of the mutant phenotype is to transform a wild-type form of the gene into the mutant plant. Alternatively, the mutant is phenocopied by specifically reducing expression of the disrupted gene in transgenic plants expressing an antisense version of the gene behind a synthetic promoter (Guyer *et al.* (1998) Genetics, 149: 633-639).

DNA flanking the borders of line #18048 is isolated using modifications to the GenomeWalker kit (CLONTECH Laboratories, Palo Alto, CA). In general, DNA from the heterozygous mutant is digested with several different blunt cutting restriction endonucleases in parallel. The protocol is modified by using four enzymes that do not have a recognition site in the T-DNA insertion element. Adapters are ligated onto the ends of restriction fragments. These separate digests and ligations constitute different libraries of adapter-ligated restriction fragments. The libraries are used as template DNA in a PCR-based approach to specifically amplify the borders flanking the T-DNA insert. To achieve specificity, nested PCR primers from either the right border or left border of the T-DNA are used in combination with adapter PCR primers in a series of PCR reaction reactions to amplify plant DNA flanking the T-DNA insertion. The PCR products are sequenced, or cloned and sequenced.

**Example 4c: Border rescue from tagged embryo-lethal line 16713**

*Arabidopsis* genomic DNA is isolated as described in Reiter et al in Methods in Arabidopsis Research, World Scientific Press (1992). DNA flanking the borders of line #16713 is

isolated using TAIL PCR. A series of 12 TAIL PCR reactions are performed on DNA from line #16713; 6 arbitrary degenerate primers (CA50 primer: 5' NGT CGA SWG ANA WGA A 3': SEQ ID NO:9 (128-fold, AD2 from Liu et al. (1995) The Plant Journal, 8: 457-463); CA51 primer: 5' TGW GNA GSA NCA SAG A 3': SEQ ID NO:10 (128-fold derivative of AD1 from Liu and Whittier (1995) Genomics, 25: 674-681); CA52 primer: 5' AGW GNA GWA NCA WAG G 3': SEQ ID NO:11 (128-fold, AD2 from Liu and Whittier (1995) Genomics, 25:674-681); CA53 primer: 5' STT GNT AST NCT NTG C 3': SEQ ID NO:12 (256-fold, AD5 from Tsugeki et al. (1996) The Plant Journal, 10: 479-489); CA54 primer: 5' NTC GAS TWT SGW GTT 3': SEQ ID NO:13 (64-fold, AD1 from Liu et al. (1995) The Plant Journal, 8: 457-463); and CA55 primer: 5' WGT GNA GWA NCA NAG A 3': SEQ ID NO:14 (256-fold, AD3 from Liu et al. (1995) The Plant Journal, 8: 457-463) are used in combination with two sets of nested, and T-DNA specific primers for the right border (CA66 primer: 5' ATT AGG CAC CCC AGG CTT TAC ACT TTA TG 3': SEQ ID NO:15 (pCSA104 right border primary primer); CA67 primer: 5' GTA TGT TGT GTG GAA TTG TGA GCG GAT AAC 3': SEQ ID NO:16 (pCSA104 right border secondary primer); and CA68 primer: 5' TAA CAA TTT CAC ACA GGA AAC AGC TAT GAC 3': SEQ ID NO:17 (pCSA104 right border tertiary primer) as well as for the left border (JM33 primer: 5' TAG CAT CTG AAT TTC ATA ACC AAT CTC GAT ACA C 3': SEQ ID NO:18 (pCSA104 left border tertiary primer; JM34 primer: 5' GCT TCC TAT TAT ATC TTC CCA AAT TAC CAA TAC A 3': SEQ ID NO:19 (pCSA104 left border secondary primer); and JM35 primer: 5' GCC TTT TCA GAA ATG GAT AAA TAG CCT TGC TTC C 3': SEQ ID NO:20 (pCSA104 left border primary primer) of the T-DNA region of pCSA104.

A total of seven products are obtained from the left border and eight products from the right border. PCR primers specific to the genomic region are then designed and used to confirm the border products obtained by TAIL PCR.

#### **Example 5a: Sequence analysis of tagged embryo-lethal line #8388 from the insertional mutant collection**

Analysis of *Arabidopsis thaliana* genomic DNA sequence flanking the right border region of the T-DNA insert in line 8388 reveals a single exon open reading frame of 1,656 bp (SEQ ID NO:1). *Arabidopsis thaliana* genomic DNA flanking the T-DNA border is identical to the ESTs 166E6T7 (Genbank Accession #R30603) and 203E14T7 (Genbank Accession #H77096) and to portions of the genomic survey sequences T19C17TR (Genbank

Accession #B28763) F13K23-Sp6 (Genbank Accession # B10372). Sequence of the open reading frame used as a BLASTX 2.0.7 query yielded the hits listed in the chart below.

Genbank Accession #	% Identity	% Similarity	E Value
90965 <sup>1</sup>	29	49	100E-49
1170507 <sup>2</sup>	27	47	300E-43
AB001488_42 <sup>3</sup>	30	49	200E-48

<sup>1</sup> eIF-4A I from mouse (note: human, rabbit, and mouse eIF4A I are identical at the amino acid level, and therefore give identical scores)

<sup>2</sup> eIF-4A-3 from *Nicotiana plumbaginifolia*

<sup>3</sup> ATP dependent RNA helicase DEAD homolog from *Bacillus subtilis*

Using GAP (SeqWeb version 10.0, GCG), pairwise comparisons of the protein sequence (SEQ ID NO:2) and input sequences shown below give a measure of similarity between SEQ ID NO:2 and the indicated sequences, and they are summarized below.

GenPept Accession #	% Identity	% Similarity
S00986 <sup>1</sup>	31.852	46.173
1170507 <sup>2</sup>	29.923	44.501
BAA19295 <sup>3</sup>	35.250	45.750
AAD20136 <sup>4</sup>	36.554	46.214

<sup>1</sup> eIF-4A I from mouse (note: human, rabbit, and mouse eIF4A I are identical at the amino acid level, and therefore give identical scores)

<sup>2</sup> eIF-4A-3 from *Nicotiana plumbaginifolia*

<sup>3</sup> ATP dependent RNA helicase DEAD homolog from *Bacillus subtilis*

<sup>4</sup> autoaggregation-mediating protein from *Lactobacillus reuteri*.

### Example 5b: Sequence analysis of tagged embryo-lethal line #18048 from the insertional mutant collection

In the case of line #18048, there are multiple, tandemly arrayed T-DNA elements with left border sequences facing outward into plant DNA on both sides of the insert. Using the GenomeWalker strategy and left border-specific primers, a set of four independent PCR fragments are obtained and sequenced. Each of these four fragments shares sequence identity to the same region of a sequenced BAC clone (T30D6, accession number AC006439). Note that the BAC clone sequence is completed and is annotated by the public *Arabidopsis* Genome Sequencing project. Our sequences, both genomic and cDNA, match the predicted sequence exactly. Comparison of the recovered fragments with the T30D6 BAC clone sequence reveals that a 13 base deletion occurred upon insertion of the T-DNA in this mutant.

Analysis of the DNA sequence from the recovered borders reveals a high degree of homology to members of the ADP ribosylation factor (Arf) family of genes. Further inspection of recovered border fragments reveals that the T-DNA has inserted in the middle of the coding region for a gene that encodes a protein with greater than 60% identity to Arf-like (Arl) proteins from *Drosophila*, human, and rat. Sequence of the protein (SEQ ID NO:6) used as a BLASTP 2.0.8 query yields the hits listed in the chart below.

Genbank Accession #	% Identity	% Similarity	E Value
NP_001658 <sup>1</sup>	64	85	7.00E-67
O08697 <sup>2</sup>	62	82	1.00E-66
Q06849 <sup>3</sup>	61	79	5.00E-64
CAA90353 <sup>4</sup>	51	69	3.00E-55
Q09767 <sup>5</sup>	49	71	1.00E-48
P49076 <sup>6</sup>	47	65	9.00E-40
AAD17207 <sup>7</sup>	47	65	1.00E-39

- <sup>1</sup> pARL2 protein from human
- <sup>2</sup> ARL2\_RAT protein from rat
- <sup>3</sup> ARL2\_DROME protein from *Drosophila*
- <sup>4</sup> ARFM\_CAEEL protein from *C. elegans*
- <sup>5</sup> ARL\_SCHPO protein from *S. pombe*

- 6 ARF\_MAIZE protein from maize  
 7 GMARF protein from soybean

Using GAP (SeqWeb version 10.0, GCG), pairwise comparisons of the protein sequence (SEQ ID NO:6) and input sequences shown below give a measure of similarity between SEQ ID NO:6 and the indicated sequences, and they are summarized below.

Genbank Accession #	% Identity	% Similarity
NP_001658 <sup>1</sup>	64.130	72.283
O08697 <sup>2</sup>	63.043	72.283
Q06849 <sup>3</sup>	61.413	70.652
CAA90353 <sup>4</sup>	55.676	68.108
Q09767 <sup>5</sup>	48.370	66.304
P49076 <sup>6</sup>	48.876	60.112
AAD17207 <sup>7</sup>	47.458	58.757

- 1 pARL2 protein from human  
 2 ARL2\_RAT protein from rat  
 3 ARL2\_DROME protein from *Drosophila*  
 4 RFM\_CAEEL protein from *C. elegans*  
 5 ARL\_SCHPO protein from *S. pombe*  
 6 ARF\_MAIZE protein from maize  
 7 GMARF protein from soybean

**Example 5c: Sequence analysis of tagged embryo-lethal line #16713 from the insertional mutant collection**

The sequence of the TAIL PCR border products matches the sequence from the P1 clone MIF21. All 15 TAIL PCR border products represent the same genomic region of the P1 clone MIF21 (Accession # AB023239). Further analysis of these products reveals a 44 base pair deletion that occurred upon T-DNA insertion in line #16713, corresponding to base number 46123 through 46167, of the P1 clone MIF21.

Analysis of the DNA sequence from the recovered borders reveals a high degree of homology to members of the acetoacetyl coA thiolase genes. Further inspection of recovered border fragments reveals that the T-DNA has inserted in the middle of the coding

region for a gene that encodes a protein with greater than 50% identity to acetoacetyl-CoA thiolase proteins from radish, corn, yeast, human, and rat. Using GAP (SeqWeb version 10.0, GCG), pairwise comparisons of the protein sequence (SEQ ID NO:8) and input sequences shown below give a measure of similarity between SEQ ID NO:8 and the indicated sequence; and are summarized below.

Genbank Accession #	% Identity	% Similarity
CAA55006 <sup>1</sup>	93.0	94.0
AAD44539 <sup>2</sup>	74.0	82.4
P41338 <sup>3</sup>	54.9	64.3
BAA14278 <sup>4</sup>	51.5	60.9
BAA03016 <sup>5</sup>	51.6	61.2
AAA82403 <sup>6</sup>	49.0	57.1
Q46939 <sup>7</sup>	45.6	55.9

- <sup>1</sup> cytosolic acetoacetyl-coenzyme A thiolase from radish
- <sup>2</sup> acetoacetyl CoA thiolase from maize
- <sup>3</sup> acetoacetyl-CoA thiolase from *S. cerevisiae*
- <sup>4</sup> mitochondrial acetoacetyl-coenzyme A thiolase from human
- <sup>5</sup> mitochondrial acetoacetyl-CoA thiolase from rat
- <sup>6</sup> acetyl-CoA thiolase from *C. elegans*
- <sup>7</sup> acetoacetyl-CoA thiolase from *E. coli*

**Example 5d: Sequence analysis of tagged seedling – lethal line #4144 from the T-DNA mutagenized population of *Arabidopsis***

The plasmid rescue technique is used to molecularly clone *Arabidopsis* flanking DNA from one or both sides of the T-DNA insertion(s). Plasmids obtained in this manner are analyzed by restriction enzyme digestion to sort the plasmids into classes based on their digestion pattern. For each class of plasmid clone, the DNA sequence is determined. The resulting sequences are analyzed for the presence of non-T-DNA vector sequence. The plasmids recovered from the plasmid rescue protocol are sequenced using the slp346 primer (5' GCGGACATCTACATTTTGA 3'; SEQ ID NO:26). Primer slp346 provides information on the flanking sequence immediately adjacent to the left T-DNA border. The plasmid rescue

is validated via PCR of template genomic DNA from a heterozygote for the 4144 insertion mutation. The experiment uses a primer anchored in the predicted flanking sequence and the slp346 primer. Finding a PCR product of the appropriate size, based on the sequence of the plasmid rescue clone confirms a valid rescue.

The sequence obtained from the above clone is used in BLASTx and BLASTn searches against nucleotide databases. (Altschul *et al.* (1990) J Mol. Biol. 215:403-410; Altschul *et al.* (1997) Nucleic Acids Res. 25:3389-3402). The BLASTx results show that the translated plant flanking sequence shows similarity to the chloroplast ATP synthase delta chain from a number of organisms including spinach (SWISS PROT P11402), pea (SWISS PROT Q02758), millet (SWISS PROT Q07300), corn (PIR S43729), and tobacco (SWISS PROT P32980). The BLASTn results show the rescued flanking sequence to be identical to preliminary genomic sequence CSHL076 T25P22-99.03.10-68148.seq. (found at [http://genome-www2.stanford.edu/cgi-](http://genome-www2.stanford.edu/cgi-bin/AtDB/getseq?database=cshlprel&item=CSHL076)

[bin/AtDB/getseq?database=cshlprel&item=CSHL076](http://genome-www2.stanford.edu/cgi-bin/AtDB/getseq?database=cshlprel&item=CSHL076)). The region of genomic DNA where the T-DNA insertion occurred includes bases # 26,159 through #27,088 of the annotated CSHL076 T25P22-99.03.10-68148.sequence, resulting in a seventy nine-base deletion. The BLASTn results also show the rescued flanking sequence is similar to *Arabidopsis* sequences from EST cDNA clones 71D2T7 (GenBank T45339), GBGe205 (GenBank Z26062 and Z28994), 174J16T7 (GenBank AA712658), 116O10T7 (GenBank T42797), and 121M24T7 (GenBank AA721953). From our own sequencing of EST 71D2, we identify the ORF of the cDNA sequence as that in SEQ ID NO:21. These data indicate that there are no introns in this gene.

The sequence obtained from the above clone is used in GAP searches against protein databases, and the following results are obtained. *B. rapa* (GenBank #BAA11390): 89.5%, spinach (SWISS PROT #P11402): 54.1%, pea (SWISS PROT #Q02758): 57.9%, tobacco (SWISS PROT #P32980): 63.9%, millet (SWISS PROT #Q07300): 49.4%, and maize (PIR #S43729): 58.3%. The sequence obtained from the above clone is used in GAP searches against nucleotide databases, and the following result is obtained: *B. rapa* (DDBJ #D78493): 82.1%.

#### **Example 6a: Isolation and identification of 8388 cDNA coding region**

The cDNA clone 166E6 is obtained from the Michigan State University EST collection (Newman *et al.* (1994) Plant Physiol. 106:1241-1255). It is picked from that collection and the insert sequenced completely (SEQ ID NO:3). The sequence from that cDNA clone is



identical to the sequence derived from plasmid rescue from the 8388 line (SEQ ID NO:1), excepting that there are 5 silent nucleotide substitutions due to allelic variation in the open reading frame of the two sequences. The substitutions are a C at base 282 of SEQ ID NO:1 to a G at base 553 of SEQ ID NO:3; a G at base 1011 of SEQ ID NO:1 to a T at base 1282 of SEQ ID NO:3; a C at base 1188 of SEQ ID NO:1 to a T at base 1459 of SEQ ID NO:3; C at base 1404 of SEQ ID NO:1 to a T at base 1675 of SEQ ID NO:3; a G at base 1413 of SEQ ID NO:1 to a T at base 1684 of SEQ ID NO:3. These silent substitutions do not effect the polypeptides encoded by SEQ ID NO:1 or SEQ ID NO:3; they are identical.

#### **Example 6b: Isolation and identification of 18048 cDNA coding region**

A cDNA fragment corresponding to the coding region of the 18048 gene is amplified with primers from the putative coding region of this gene (SEQ ID NO:5). These primers are designed using the alignments of deduced peptides from ORF's in the genomic DNA with the Arl proteins from *Drosophila*, human, rat and yeast. The deduced polypeptide encoded by the 18048 gene is shown in SEQ ID NO:6.

Southern blot analysis shows that the 18048 gene is single copy in *Arabidopsis*, and is disrupted by a T-DNA insertion in the mutant line examined. In addition, Northern blot analysis reveals that the 18048 gene from *Arabidopsis* is expressed in vegetative tissues of young seedlings and four-week-old plants. Because the 18048 gene is expressed in vegetative tissues, the function of this gene is likely to be essential throughout the life cycle, as well as in early embryo development. Therefore, chemicals that inhibit 18048-gene function are likely to be lethal when applied to plants.

#### **Example 6c: Isolation and identification of 16713 cDNA coding region**

A cDNA fragment corresponding to the coding region of the 16713 gene is cloned by PCR from the pFL61 (Minet et al. (1992) Plant Journal, 2:417-422) cDNA library (SEQ ID NO:7). The deduced polypeptide encoded by the 16713 gene is shown in SEQ ID NO:8.

Northern blot analysis reveals that the 16713 gene from *Arabidopsis* is expressed in vegetative tissues of young seedlings and four-week-old plants. Because the 16713 gene is expressed in vegetative tissues, the function of this gene is likely to be essential throughout the life cycle, as well as in early embryo development. Therefore, chemicals that inhibit 16713-gene function are likely to be lethal when applied to plants.

**Example 7a: Expression of recombinant 8388 protein in heterologous expression systems**

The coding region of the protein, corresponding to the cDNA clone SEQ ID NO:1, is subcloned into previously described expression vectors, and transformed into *E. coli* using the manufacturer's conditions. Specific examples include plasmids such as pBluescript (Stratagene, La Jolla, CA), the pET vector system (Novagen, Inc., Madison, Wis.) pFLAG (International Biotechnologies, Inc., New Haven, CT), and pTrcHis (Invitrogen, La Jolla, CA). *E. coli* is cultured, and expression of the 8388 activity is confirmed. Alternatively, eukaryotic expression systems such as cultured insect cells infected with specific viruses may be preferred. Examples of vectors and insect cell lines are described previously. Protein conferring 8388 activity is isolated using standard techniques.

**Example 7b: Expression of recombinant 18048 protein in heterologous expression systems**

The coding region of the protein, corresponding to the cDNA clone SEQ ID NO:5, is subcloned into previously described expression vectors, and transformed into *E. coli* using the manufacturer's conditions. Specific examples include plasmids such as pBluescript (Stratagene, La Jolla, CA), the pET vector system (Novagen, Inc., Madison, Wis.) pFLAG (International Biotechnologies, Inc., New Haven, CT), and pTrcHis (Invitrogen, La Jolla, CA). *E. coli* is cultured, and expression of the 18048 activity is confirmed. Alternatively, eukaryotic expression systems such as cultured insect cells infected with specific viruses may be preferred. Examples of vectors and insect cell lines are described previously. Protein conferring 18048 activity is isolated using standard techniques.

**Example 7c: Expression of recombinant 16713 protein in heterologous expression systems**

The coding region of the protein, corresponding to the cDNA clone SEQ ID NO:7, is subcloned into previously described expression vectors, and transformed into *E. coli* using the manufacturer's conditions. Specific examples include plasmids such as pBluescript (Stratagene, La Jolla, CA), the pET vector system (Novagen, Inc., Madison, Wis.) pFLAG (International Biotechnologies, Inc., New Haven, CT), and pTrcHis (Invitrogen, La Jolla, CA). *E. coli* is cultured, and expression of the 16713 activity is confirmed. Alternatively, eukaryotic expression systems such as cultured insect cells infected with specific viruses

may be preferred. Examples of vectors and insect cell lines are described previously. Protein conferring 16713 activity is isolated using standard techniques.

**Example 7d: Expression of recombinant 4144 protein in heterologous expression systems**

The coding region of the protein, corresponding to the cDNA clone SEQ ID NO:21, is subcloned into an appropriate expression vector, and transformed into *E. coli* using the manufacturer's conditions. Specific examples include plasmids such as pBluescript (Stratagene, La Jolla, CA), pFLAG (International Biotechnologies, Inc., New Haven, CT), and pTrcHis (Invitrogen, La Jolla, CA). *E. coli* is cultured, and expression of the 4144 activity is confirmed. Protein conferring 4144 activity is isolated using standard techniques.

**Example 8a: *In vitro* recombination of 8388 genes by DNA shuffling**

The nucleotide sequence shown in SEQ ID NO:1 is amplified by PCR. The resulting DNA fragment is digested by DNaseI treatment essentially as described (Stemmer et al. (1994) PNAS 91: 10747-10751) and the PCR primers are removed from the reaction mixture. A PCR reaction is carried out without primers and is followed by a PCR reaction with the primers, both as described (Stemmer et al. (1994) PNAS 91: 10747-10751). The resulting DNA fragments are cloned into pTRC99a (Pharmacia, Cat no: 27-5007-01) for use in bacteria, or into pESC vectors (Stratagene Catalog) for use in yeast; and transformed into a bacterial or yeast strain deficient in 8388 activity by electroporation using the Biorad Gene Pulser and the manufacturer's conditions. The transformed bacteria or yeast are grown on medium that contains inhibitory concentrations of an inhibitor of 8388 activity and those colonies that grow in the presence of the inhibitor are selected. Colonies that grow in the presence of normally inhibitory concentrations of inhibitor are picked and purified by repeated restreaking. Their plasmids are purified and the DNA sequences of cDNA inserts from plasmids that pass this test are then determined.

In a similar reaction, PCR-amplified DNA fragments comprising the *A. thaliana* 8388 gene encoding the protein and PCR-amplified DNA fragments comprising the 8388 gene from *E. coli* are recombined *in vitro* and resulting variants with improved tolerance to the inhibitor are recovered as described above.

**Example 8b: *In vitro* recombination of 18048 genes by DNA shuffling**

The nucleotide sequence shown in SEQ ID NO: 5 is amplified by PCR. The resulting DNA fragment is digested by DNase I treatment essentially as described (Stemmer et al. (1994) PNAS 91: 10747-10751) and the PCR primers are removed from the reaction mixture. A PCR reaction is carried out without primers and is followed by a PCR reaction with the primers, both as described (Stemmer et al. (1994) PNAS 91: 10747-10751). The resulting DNA fragments are cloned into pTRC99a (Pharmacia, Cat no: 27-5007-01) for use in bacteria, or into pESC vectors (Stratagene Catalog) for use in yeast; and transformed into a bacterial or yeast strain deficient in 18048 activity by electroporation using the Biorad Gene Pulser and the manufacturer's conditions. The transformed bacteria or yeast are grown on medium that contains inhibitory concentrations of an inhibitor of 18048 activity and those colonies that grow in the presence of the inhibitor are selected. Colonies that grow in the presence of normally inhibitory concentrations of inhibitor are picked and purified by repeated restreaking. Their plasmids are purified and the DNA sequences of cDNA inserts from plasmids that pass this test are then determined.

In a similar reaction, PCR-amplified DNA fragments comprising the *A. thaliana* 18048 gene encoding the protein and PCR-amplified DNA fragments comprising the 18048 gene from *E. coli* are recombined *in vitro* and resulting variants with improved tolerance to the inhibitor are recovered as described above.

**Example 8c: *In vitro* recombination of 16713 genes by DNA shuffling**

The nucleotide sequence shown in SEQ ID NO: 7 is amplified by PCR. The resulting DNA fragment is digested by DNase I treatment essentially as described (Stemmer et al. (1994) PNAS 91: 10747-10751) and the PCR primers are removed from the reaction mixture. A PCR reaction is carried out without primers and is followed by a PCR reaction with the primers, both as described (Stemmer et al. (1994) PNAS 91: 10747-10751). The resulting DNA fragments are cloned into pTRC99a (Pharmacia, Cat no: 27-5007-01) for use in bacteria, or into pESC vectors (Stratagene Catalog) for use in yeast; and transformed into a bacterial or yeast strain deficient in 16713 activity by electroporation using the Biorad Gene Pulser and the manufacturer's conditions. The transformed bacteria or yeast are grown on medium that contains inhibitory concentrations of an inhibitor of 16713 activity and those colonies that grow in the presence of the inhibitor are selected. Colonies that grow in the presence of normally inhibitory concentrations of inhibitor are picked and purified by repeated restreaking. Their plasmids are purified and the DNA sequences of cDNA inserts from plasmids that pass this test are then determined.

In a similar reaction, PCR-amplified DNA fragments comprising the *A. thaliana* 16713 gene encoding the protein and PCR-amplified DNA fragments comprising the 16713 gene from *E. coli* are recombined *in vitro* and resulting variants with improved tolerance to the inhibitor are recovered as described above.

**Example 8d: *In vitro* recombination of 4144 genes by DNA shuffling**

The nucleotide sequence of SEQ ID NO:21 is amplified by PCR. The resulting DNA fragment is digested by DNaseI treatment essentially as described (Stemmer et al. (1994) PNAS 91: 10747-10751) and the PCR primers are removed from the reaction mixture. A PCR reaction is carried out without primers and is followed by a PCR reaction with the primers, both as described (Stemmer et al. (1994) PNAS 91: 10747-10751). The resulting DNA fragments are cloned into pTRC99a (Pharmacia, Cat no: 27-5007-01) for use in bacteria, and transformed into a bacterial strain deficient in 4144 activity by electroporation using the Biorad Gene Pulser and the manufacturer's conditions. The transformed bacteria are grown on medium that contains inhibitory concentrations of an inhibitor of 4144 activity and those colonies that grow in the presence of the inhibitor are selected. Colonies that grow in the presence of normally inhibitory concentrations of inhibitor are picked and purified by repeated restreaking. Their plasmids are purified and the DNA sequences of cDNA inserts from plasmids that pass this test are then determined. Alternatively, the DNA fragments are cloned into expression vectors for transient or stable transformation into plant cells, which are screened for differential survival and/or growth in the presence of an inhibitor of 4144 activity. In a similar reaction, PCR-amplified DNA fragments comprising the *Arabidopsis* 4144 gene encoding the protein and PCR-amplified DNA fragments derived from or comprising another 4144 gene are recombined *in vitro* and resulting

**Example 9a: *In vitro* recombination of 8388 genes by staggered extension process**

The *Arabidopsis thaliana* 8388 gene encoding the 8388 protein and the *E. coli* 8388 homologous gene are each cloned into the polylinker of a pBluescript vector. A PCR reaction is carried out essentially as described (Zhao et al. (1998) Nature Biotechnology 16: 258-261) using the "reverse primer" and the "M13 -20 primer" (Stratagene Catalog). Amplified PCR fragments are digested with appropriate restriction enzymes and cloned into pTRC99a and mutated 8388 genes are screened as described in Example 8a.

**Example 9b: *In vitro* recombination of 18048 genes by staggered extension process**

The *Arabidopsis thaliana* 18048 gene encoding the 18048 protein and the *E. coli* 18048 homologous gene are each cloned into the polylinker of a pBluescript vector. A PCR reaction is carried out essentially as described (Zhao et al. (1998) Nature Biotechnology 16: 258-261) using the "reverse primer" and the "M13 -20 primer" (Stratagene Catalog). Amplified PCR fragments are digested with appropriate restriction enzymes and cloned into pTRC99a and mutated 18048 genes are screened as described in Example 8b.

**Example 9c: *In vitro* recombination of 16713 genes by staggered extension process**

The *Arabidopsis thaliana* 16713 gene encoding the 16713 protein and the *E. coli* 16713 homologous gene are each cloned into the polylinker of a pBluescript vector. A PCR reaction is carried out essentially as described (Zhao et al. (1998) Nature Biotechnology 16: 258-261) using the "reverse primer" and the "M13 -20 primer" (Stratagene Catalog). Amplified PCR fragments are digested with appropriate restriction enzymes and cloned into pTRC99a and mutated 16713 genes are screened as described in Example 8c.

**Example 9d: *In vitro* recombination of 4144 genes by staggered extension process**

The *Arabidopsis* 4144 gene encoding the 4144 protein and another 4144 gene, or homologs thereof, or fragments thereof, are each cloned into the polylinker of a pBluescript vector. A PCR reaction is carried out essentially as described (Zhao et al. (1998) Nature Biotechnology 16: 258-261) using the "reverse primer" and the "M13 -20 primer" (Stratagene Catalog). Amplified PCR fragments are digested with appropriate restriction enzymes and cloned into pTRC99a and mutated 4144 genes are screened as described in Example 8d.

**Example 10: *In vitro* binding assays**

Recombinant 8388, 18048, 16713, or 4144 protein is obtained, for example, according to Example 7a, 7b, 7c, or 7d, respectively. The protein is immobilized on chips appropriate for ligand binding assays using techniques which are well known in the art. The protein immobilized on the chip is exposed to sample compound in solution according to methods well known in the art. While the sample compound is in contact with the immobilized protein measurements capable of detecting protein-ligand interactions are conducted. Examples of such measurements are SELDI, biacore and FCS, described above. Compounds found to

bind the protein are readily discovered in this fashion and are subjected to further characterization.

#### **Example 11a: 3-Ketoacyl-CoA thiolase activity assay**

The 3-ketoacyl-CoA thiolase activity assay is derived from Olesen *et al.* (1997) *FEBS Letters* 412, 138-140. The reaction volumes are preferably the ones described below, but can be varied depending on the experimental requirements. 0.01–1.0 x 10<sup>-3</sup> unit of an enzyme having 3-ketoacyl-CoA thiolase activity (one unit of activity is defined as the amount of enzyme required to produce 1 µmol/min of product) and 10-500 µM, but preferably 250 µM acetoacetyl-CoA (AcAc-CoA) are mixed in a final volume of 20 µL Tris-HCl (pH 7.0-9.0, but preferable 8.5) and 10-250 µM, but preferably 50 µM CoA. The production of acetyl-CoA is determined preferably according to Olesen *et al.* (1997) *FEBS Letters* 412, 138-140 by following the breakage of acetoacetyl-CoA (AcAc-CoA), measured by the decrease in absorption of the enol form at 302 nm. Alternatively, the formation of new thioester bonds can be measured by detecting increases in absorbance at 233 nm.

A follow-up HPLC assay is described in Antonenkov *et al.* (1997) *J Biological Chemistry* 272: 26023-26031, which is incorporated herein by reference.

#### **Example 11b: RNA helicase assay**

Assays for RNA helicase are described in the following references. The technique of fluorescence polarization is described in Spears *et al.* (1997) *Analytical Biochemistry* 247: 130-137. The technique of fluorescence energy transfer is described in Bjornson *et al.* (1994) *Biochemistry* 33: 14306-14316. The technique of fluorescence energy quenching is described in Houston *et al.* (1994) *Proc. Natl. Acad. Sci. USA* 91: 5471-5474. The technique of time resolved fluorescence energy transfer is described in Earnshaw *et al.* (1999) *Journal of Biomolecular Screening* 4: 239-248. All of the references described in this example are hereby incorporated by reference.

#### **Example 12: Plastid transformation**

##### Transformation vectors

For expression of a nucleotide sequence encoding a polypeptide having 8388, 18048, 16713, or 4144 activity encoding in plant plastids, plastid transformation vector pPH143 or pPH145 (WO 97/32011) is used; and this reference is incorporated herein by reference.

The nucleotide sequence is inserted into pPH143 thereby replacing the PROTOX coding sequence. This vector is then used for plastid transformation and selection of transformants for spectinomycin resistance. Alternatively, the nucleotide sequence is inserted in pPH143 so that it replaces the *aadH* gene. In this case, transformants are selected for resistance to PROTOX inhibitors.

#### Plastid Transformation

Seeds of *Nicotiana tabacum* c.v. 'Xanthi nc' are germinated seven per plate in a 1" circular array on T agar medium and bombarded 12-14 days after sowing with 1  $\mu\text{m}$  tungsten particles (M10, Biorad, Hercules, CA) coated with DNA from plasmids pPH143 and pPH145 essentially as described (Svab, Z. and Maliga, P. (1993) *Proc. Natl. Acad. Sci. USA* 90, 913-917). Bombarded seedlings are incubated on T medium for two days after which leaves are excised and placed abaxial side up in bright light (350-500  $\mu\text{mol photons/m}^2/\text{s}$ ) on plates of RMOP medium (Svab, Z., Hajdukiewicz, P. and Maliga, P. (1990) *Proc. Natl. Acad. Sci. USA* 87, 8526-8530) containing 500  $\mu\text{g/ml}$  spectinomycin dihydrochloride (Sigma, St. Louis, MO). Resistant shoots appearing underneath the bleached leaves three to eight weeks after bombardment are subcloned onto the same selective medium, allowed to form callus, and secondary shoots isolated and subcloned. Complete segregation of transformed plastid genome copies (homoplasmy) in independent subclones is assessed by standard techniques of Southern blotting (Sambrook et al., (1989) Molecular Cloning: A Laboratory Manual, Cold Spring Harbor Laboratory, Cold Spring Harbor). Homoplasmic shoots are rooted aseptically on spectinomycin-containing MS/IBA medium (McBride, K. E. et al. (1994) *Proc. Natl. Acad. Sci. USA* 91, 7301-7305) and transferred to the greenhouse.

The above-disclosed embodiments are illustrative. This disclosure of the invention will place one skilled in the art in possession of many variations of the invention. All such obvious and foreseeable variations are intended to be encompassed by the appended claims.



***What is claimed is:***

1. An isolated DNA molecule comprising a nucleotide sequence encoding an amino acid sequence substantially similar to SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, or SEQ ID No:22.
2. The DNA molecule of claim 1, wherein said nucleotide sequence is substantially similar to SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, or SEQ ID NO:21.
3. The DNA molecule according to claim 1, wherein said nucleotide sequence is a plant nucleotide sequence.
4. The DNA molecule of claim 1 to 3, wherein the amino acid sequence has 8388, 18048, 16713, or 4144 activity.
5. A polypeptide comprising an amino acid sequence encoded by a nucleotide sequence identical or substantially similar to SEQ ID NO:1, SEQ ID NO:5, SEQ ID NO:7, or SEQ ID NO:21.
6. The polypeptide of claim 5, wherein said amino acid sequence is substantially similar to SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, or SEQ ID No:22.
7. The polypeptide of claim 5, wherein said amino acid sequence has 8388, 18048, 16713, or 4144 activity.
8. A polypeptide comprising an amino acid sequence comprising at least 20 consecutive amino acid residues of the amino acid sequence of SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, or SEQ ID NO:22.
9. An expression cassette comprising a promoter operatively linked to a DNA molecule according to any one of claims 1 to 4.
10. A recombinant vector comprising an expression cassette according to claim 9.

11. A host cell comprising a DNA molecule according to any one of claims 1 to 4.
12. A host cell according to claim 11, wherein said host cell is selected from the group consisting of an insect cell, a yeast cell, a prokaryotic cell and a plant cell.
13. A plant or seed comprising a plant cell of claim 12.
14. A plant of claim 13, wherein said plant is tolerant to an inhibitor of 8388, 18048, 16713, or 4144 activity.
15. A method comprising:
  - a) combining a polypeptide comprising the amino acid sequence encoded by a DNA molecule comprising a nucleotide sequence encoding an amino acid sequence substantially similar to SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, or SEQ ID NO:22, or a homolog thereof, and a compound to be tested for the ability to interact with said polypeptide, under conditions conducive to interaction; and
  - b) selecting a compound identified in step (a) that is capable of interacting with said polypeptide.
16. The method according to claim 15, further comprising:
  - c) applying a compound selected in step (b) to a plant to test for herbicidal activity; and
  - d) selecting compounds having herbicidal activity.
17. A compound identifiable by the method of claim 15.
18. A compound having herbicidal activity identifiable by the method of claim 16.
19. A process of identifying an inhibitor of 8388, 18048, 16713, or 4144 activity comprising:
  - a) introducing a DNA molecule comprising a nucleotide sequence encoding an amino acid sequence substantially similar to SEQ ID NO:2, SEQ ID NO:6, SEQ ID NO:8, or SEQ ID NO:22, and encoding a polypeptide having 8388, 18048, 16713, or 4144 activity, or a homolog thereof, into a plant cell, such that said sequence is functionally expressible at levels that are higher than wild-type expression levels;

- b) combining said plant cell with a compound to be tested for the ability to inhibit the 8388, 18048, 16713, or 4144 activity under conditions conducive to such inhibition;
- c) measuring plant cell growth under the conditions of step (b);
- d) comparing the growth of said plant cell with the growth of a plant cell having unaltered 8388, 18048, 16713, or 4144 activity under identical conditions; and
- e) selecting said compound that inhibits plant cell growth in step (d).

20. A compound having herbicidal activity identifiable according to the process of claim 19.

- 1 -

## SEQUENCE LISTING

&lt;110&gt; Novartis AG

&lt;120&gt; Herbicide Target Genes and Methods

&lt;130&gt; PB/5-30852A

&lt;140&gt;

&lt;141&gt;

&lt;150&gt; US 09/263385

&lt;151&gt; 1999-03-05

&lt;150&gt; US 09/309036

&lt;151&gt; 1999-05-10

&lt;150&gt; US 09/327662

&lt;151&gt; 1999-06-08

&lt;150&gt; US 09/408196

&lt;151&gt; 1999-09-29

&lt;160&gt; 26

&lt;170&gt; PatentIn Ver. 2.1

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Thr Leu Ala Tyr Leu Leu Pro Ile Leu Ser Glu Ile Gly Pro Leu Ala				
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Gln Ala Met Ile Val Ala Pro Ser Arg Glu Leu Gly Met Gln Ile Val				
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200 205 210 215	
gga cct gtt cac cgt aga atg gtt cag cag ttg gta gga ggt gca aac	964
Gly Pro Val His Arg Arg Met Val Gln Gln Leu Val Gly Gly Ala Asn	
220 225 230	
cga atg agg caa gaa gag gcc ctt aag aaa aat aaa cct gca att gtt	1012
Arg Met Arg Gln Glu Glu Ala Leu Lys Lys Asn Lys Pro Ala Ile Val	
235 240 245	
gtt ggc act ccc ggg aga att gca gag ata agc aaa ggt gga aaa ttg	1060
Val Gly Thr Pro Gly Arg Ile Ala Glu Ile Ser Lys Gly Gly Lys Leu	
250 255 260	
cac act cat ggg tgt aga ttc ttg gtg cta gac gaa gtc gat gag ctt	1108
His Thr His Gly Cys Arg Phe Leu Val Leu Asp Glu Val Asp Glu Leu	
265 270 275	
tta tcg ttt aat ttc cga gaa gat atc cat cga ata cta gaa cat gta	1156
Leu Ser Phe Asn Phe Arg Glu Asp Ile His Arg Ile Leu Glu His Val	
280 285 290 295	
gga aag aga tct ggg gct ggt cct aaa gga gaa gtc gat gaa cgg gct	1204
Gly Lys Arg Ser Gly Ala Gly Pro Lys Gly Glu Val Asp Glu Arg Ala	
300 305 310	
aac cgg cag acc att cta gtc tct gca act gtg cca ttc tcg gtt atc	1252
Asn Arg Gln Thr Ile Leu Val Ser Ala Thr Val Pro Phe Ser Val Ile	
315 320 325	
cga gca gct aaa agc tgg agt cac gag cct gtt ctt gtc caa gcc aac	1300
Arg Ala Ala Lys Ser Trp Ser His Glu Pro Val Leu Val Gln Ala Asn	
330 335 340	
aaa gtc act cct ctt gat acc gtt caa cca tct gca ccg gta atg agc	1348
Lys Val Thr Pro Leu Asp Thr Val Gln Pro Ser Ala Pro Val Met Ser	
345 350 355	
ttg act ccc aca act tct gaa gct gat ggc cag att cag act act att	1396
Leu Thr Pro Thr Thr Ser Glu Ala Asp Gly Gln Ile Gln Thr Thr Ile	
360 365 370 375	
cag agc tta cct cca gct tta aaa cac tat tac tgc atc tca aag cat	1444
Gln Ser Leu Pro Pro Ala Leu Lys His Tyr Tyr Cys Ile Ser Lys His	
380 385 390	
caa cac aaa gtc gat acg tta agg aga tgc gtt cac gcc ctc gat gcc	1492
Gln His Lys Val Asp Thr Leu Arg Arg Cys Val His Ala Leu Asp Ala	

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395	400	405	
caa tcg gtt ata gct ttc atg aac cac tca agg cag ctc aaa gat gtg			1540
Gln Ser Val Ile Ala Phe Met Asn His Ser Arg Gln Leu Lys Asp Val			
410	415	420	
gtc tac aaa ctc gaa gct cgt ggt atg aat tca gct gag atg cac gga			1588
Val Tyr Lys Leu Glu Ala Arg Gly Met Asn Ser Ala Glu Met His Gly			
425	430	435	
gat ctc ggg aag cta ggg aga tca aca gtt cta aag aag ttc aag aac			1636
Asp Leu Gly Lys Leu Gly Arg Ser Thr Val Leu Lys Lys Phe Lys Asn			
440	445	450	455
ggg gaa atc aag gta ctt gtg aca aac gag ctc tct gct cgg ggt ctt			1684
Gly Glu Ile Lys Val Leu Val Thr Asn Glu Leu Ser Ala Arg Gly Leu			
460	465	470	
gat gtt gcg gaa tgt gat ctg gtg gtg aat ctt gag ctt cca act gat			1732
Asp Val Ala Glu Cys Asp Leu Val Val Asn Leu Glu Leu Pro Thr Asp			
475	480	485	
gcg gtt cac tat gct cat cga gct ggg aga aca ggg agg ctg gga agg			1780
Ala Val His Tyr Ala His Arg Ala Gly Arg Thr Gly Arg Leu Gly Arg			
490	495	500	
aaa ggg acg gtg gta aca gtg tgc gag gaa tca caa gtg ttt ata gtg			1828
Lys Gly Thr Val Val Thr Val Cys Glu Glu Ser Gln Val Phe Ile Val			
505	510	515	
aag aag atg gag aag cag ctt ggt ttg cct ttc ttg tat tgt gag ttt			1876
Lys Lys Met Glu Lys Gln Leu Gly Leu Pro Phe Leu Tyr Cys Glu Phe			
520	525	530	535
gtt gat gga gag ctt gtt gtc act gag gaa gat aaa gct att ata agg			1924
Val Asp Gly Glu Leu Val Val Thr Glu Glu Asp Lys Ala Ile Ile Arg			
540	545	550	
tga aaatctaaag atgtaatttt cagatactat tattactatt gaaaattcag			1977
agtcaaaaaa aaaaaaaaaa			1997

&lt;210&gt; 4

&lt;211&gt; 551

&lt;212&gt; PRT

&lt;213&gt; Arabidopsis thaliana

&lt;400&gt; 4

Met Ala Ala Ser Thr Ser Thr Arg Phe Leu Val Leu Leu Lys Asp Phe

1

5

10

15

Ser Ala Phe Arg Lys Ile Ser Trp Thr Cys Ala Ala Thr Asn Phe His

20

25

30

Arg Gln Ser Arg Phe Leu Cys His Val Ala Lys Glu Asp Gly Ser Leu

[illegible]

- 10 -

[illegible]

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<210> 5
<211> 558
<212> DNA
<213> Arabidopsis thaliana
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<220>  
<221> CDS  
<222> (1) .. (558)
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<400>	5																
atg gga ctg tta agc ata atc cgg aag atc aag aag aaa gag aag gag																	48
Met Gly Leu Leu Ser Ile Ile Arg Lys Ile Lys Lys Lys Glu Lys Glu																	
1				5				10						15			
atg cgt att ctt atg gtt gga ctt gat aat tct ggg aag acg acg att																	96
Met Arg Ile Leu Met Val Gly Leu Asp Asn Ser Gly Lys Thr Thr Ile																	
			20					25						30			
gtt ctg aaa ata aac gga gaa gac aca agt gtg att agt cca act ctt																	144
Val Leu Lys Ile Asn Gly Glu Asp Thr Ser Val Ile Ser Pro Thr Leu																	
			35					40					45				
gga ttc aac atc aaa acc att atc tac caa aag tat acg cta aat ata																	192
Gly Phe Asn Ile Lys Thr Ile Ile Tyr Gln Lys Tyr Thr Leu Asn Ile																	
			50				55					60					
tgg gat gtt ggt ggg caa aag act ata aga tcy tat tgg agg aat tac																	240
Trp Asp Val Gly Gly Gln Lys Thr Ile Arg Ser Tyr Trp Arg Asn Tyr																	
65						70				75						80	
ttt gag cag act gat ggt ttg gtt tgg gtg gtt gat agt tct gat ctt																	288
Phe Glu Gln Thr Asp Gly Leu Val Trp Val Val Asp Ser Ser Asp Leu																	
				85					90						95		
agg agg tta gat gat tgc aag atg gaa ctt gac aat ctc ttg aaa gaa																	336
Arg Arg Leu Asp Asp Cys Lys Met Glu Leu Asp Asn Leu Leu Lys Glu																	
			100					105					110				
gag agg cta gct ggt tca tct ttg ctg ata cta gca aat aag cag gat																	384
Glu Arg Leu Ala Gly Ser Ser Leu Leu Ile Leu Ala Asn Lys Gln Asp																	
			115				120					125					

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att caa ggt gca cta aca cct gat gaa att ggc aag gtg cta aac tta 432
Ile Gln Gly Ala Leu Thr Pro Asp Glu Ile Gly Lys Val Leu Asn Leu
    130                135                140

gag tcc atg gat aaa agc cgg cac tgg aag ata gtg ggt tgc agc gca 480
Glu Ser Met Asp Lys Ser Arg His Trp Lys Ile Val Gly Cys Ser Ala
145                150                155                160

tac acg ggt gaa ggt ttg ttg gaa gga ttc gat tgg ttg gtt caa gac 528
Tyr Thr Gly Glu Gly Leu Leu Glu Gly Phe Asp Trp Leu Val Gln Asp
                165                170                175

att gcc tcc agg att tac atg ctt gac taa 558
Ile Ala Ser Arg Ile Tyr Met Leu Asp
    180                185

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<210> 6  
 <211> 185  
 <212> PRT  
 <213> Arabidopsis thaliana

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<400> 6
Met Gly Leu Leu Ser Ile Ile Arg Lys Ile Lys Lys Lys Glu Lys Glu
 1      5      10      15
Met Arg Ile Leu Met Val Gly Leu Asp Asn Ser Gly Lys Thr Thr Ile
    20      25      30
Val Leu Lys Ile Asn Gly Glu Asp Thr Ser Val Ile Ser Pro Thr Leu
    35      40      45
Gly Phe Asn Ile Lys Thr Ile Ile Tyr Gln Lys Tyr Thr Leu Asn Ile
    50      55      60
Trp Asp Val Gly Gly Gln Lys Thr Ile Arg Ser Tyr Trp Arg Asn Tyr
    65      70      75      80
Phe Glu Gln Thr Asp Gly Leu Val Trp Val Val Asp Ser Ser Asp Leu
    85      90      95
Arg Arg Leu Asp Asp Cys Lys Met Glu Leu Asp Asn Leu Leu Lys Glu
    100     105     110
Glu Arg Leu Ala Gly Ser Ser Leu Leu Ile Leu Ala Asn Lys Gln Asp
    115     120     125
Ile Gln Gly Ala Leu Thr Pro Asp Glu Ile Gly Lys Val Leu Asn Leu
    130     135     140
Glu Ser Met Asp Lys Ser Arg His Trp Lys Ile Val Gly Cys Ser Ala
145     150     155     160
Tyr Thr Gly Glu Gly Leu Leu Glu Gly Phe Asp Trp Leu Val Gln Asp
    165     170     175
Ile Ala Ser Arg Ile Tyr Met Leu Asp
    180     185

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<210> 7  
 <211> 1212  
 <212> DNA  
 <213> Arabidopsis thaliana

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&lt;220&gt;

&lt;221&gt; CDS

&lt;222&gt; (1)..(1212)

&lt;400&gt; 7

atg gcc cat aca tca gaa tct gtg aat cct aga gat gtt tgc att gtg	48
Met Ala His Thr Ser Glu Ser Val Asn Pro Arg Asp Val Cys Ile Val	
1 5 10 15	
ggg gtt gca cgt act cca atg ggt ggc ttt ctc gga tct ctt tca tct	96
Gly Val Ala Arg Thr Pro Met Gly Gly Phe Leu Gly Ser Leu Ser Ser	
20 25 30	
tta cct gcc aca aag ctt gga tct tta gct att gca gct gct ttg aag	144
Leu Pro Ala Thr Lys Leu Gly Ser Leu Ala Ile Ala Ala Ala Leu Lys	
35 40 45	
aga gca aat gtt gat cca gct ctt gtt caa gaa gtt gtc ttt ggc aat	192
Arg Ala Asn Val Asp Pro Ala Leu Val Gln Glu Val Val Phe Gly Asn	
50 55 60	
gtt ctt agt gct aat ttg ggt caa gct cct gct cgt caa gct gct tta	240
Val Leu Ser Ala Asn Leu Gly Gln Ala Pro Ala Arg Gln Ala Ala Leu	
65 70 75 80	
ggg gca gga atc cct aac tct gtt atc tgt act aca gtt aac aag gtt	288
Gly Ala Gly Ile Pro Asn Ser Val Ile Cys Thr Thr Val Asn Lys Val	
85 90 95	
tgt gca tca ggc atg aaa gcg gta atg att gct gct caa agt atc cag	336
Cys Ala Ser Gly Met Lys Ala Val Met Ile Ala Ala Gln Ser Ile Gln	
100 105 110	
tta ggg atc aat gat gta gtt gtg gcg ggt ggt atg gaa agc atg tct	384
Leu Gly Ile Asn Asp Val Val Val Ala Gly Gly Met Glu Ser Met Ser	
115 120 125	
aat aca cca aaa tat ttg gca gaa gca agg aag gga tct cgt ttt ggt	432
Asn Thr Pro Lys Tyr Leu Ala Glu Ala Arg Lys Gly Ser Arg Phe Gly	
130 135 140	
cat gat tct tta gta gat gga atg ttg aag gat gga cta tgg gat gtc	480
His Asp Ser Leu Val Asp Gly Met Leu Lys Asp Gly Leu Trp Asp Val	
145 150 155 160	
tat aac gac tgt ggg atg gga agc tgt gca gaa tta tgc gct gag aag	528
Tyr Asn Asp Cys Gly Met Gly Ser Cys Ala Glu Leu Cys Ala Glu Lys	
165 170 175	
ttt cag att aca agg gag cag caa gat gac tat gca gtt cag agt ttt	576
Phe Gln Ile Thr Arg Glu Gln Gln Asp Asp Tyr Ala Val Gln Ser Phe	
180 185 190	
gag cgt ggt att gct gcc cag gaa gct ggc gcc ttc aca tgg gaa atc	624
Glu Arg Gly Ile Ala Ala Gln Glu Ala Gly Ala Phe Thr Trp Glu Ile	

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195	200	205	
gtc ccg gtt gaa gtt tct gga gga aga ggt agg cca tca acc att gtt Val Pro Val Glu Val Ser Gly Gly Arg Gly Arg Pro Ser Thr Ile Val 210 215 220			672
gac aag gac gaa ggt ctt ggg aag ttt gat gct gca aaa ttg agg aaa Asp Lys Asp Glu Gly Leu Gly Lys Phe Asp Ala Ala Lys Leu Arg Lys 225 230 235 240			720
ctc cgt cct agt ttc aaa gag aat gga ggg act gtt aca gct gga aat Leu Arg Pro Ser Phe Lys Glu Asn Gly Gly Thr Val Thr Ala Gly Asn 245 250 255			768
gcg tct agc ata agt gat ggt gca gct gcc ctt gtc cta gtg agc gga Ala Ser Ser Ile Ser Asp Gly Ala Ala Leu Val Leu Val Ser Gly 260 265 270			816
gag aag gct ctt cag cta gga ctt cta gta tta gca aaa att aaa ggg Glu Lys Ala Leu Gln Leu Gly Leu Leu Val Leu Ala Lys Ile Lys Gly 275 280 285			864
tat ggt gac gca gct cag gaa cca gag ttt ttc act act gct cct gct Tyr Gly Asp Ala Ala Gln Glu Pro Glu Phe Phe Thr Thr Ala Pro Ala 290 295 300			912
ctt gct ata cca aaa gcc att gca cat gct ggt ttg gaa tct tct caa Leu Ala Ile Pro Lys Ala Ile Ala His Ala Gly Leu Glu Ser Ser Gln 305 310 315 320			960
gtt gat tac tat gag atc aat gaa gca ttt gca gtt gta gca ctt gca Val Asp Tyr Tyr Glu Ile Asn Glu Ala Phe Ala Val Val Ala Leu Ala 325 330 335			1008
aat caa aag cta ctc ggg att gct cca gag aaa gtg aac gta aat gga Asn Gln Lys Leu Leu Gly Ile Ala Pro Glu Lys Val Asn Val Asn Gly 340 345 350			1056
gga gct gtc tcc tta gga cac cct cta ggc tgc agt ggc gcc cgt att Gly Ala Val Ser Leu Gly His Pro Leu Gly Cys Ser Gly Ala Arg Ile 355 360 365			1104
cta atc acg ttg ctt ggg ata cta aag aag aga aac gga aag tac ggt Leu Ile Thr Leu Leu Gly Ile Leu Lys Lys Arg Asn Gly Lys Tyr Gly 370 375 380			1152
gtg gga gga gtg tgc aac gga gga gga ggt gct tct gct cta gtt ctt Val Gly Gly Val Cys Asn Gly Gly Gly Gly Ala Ser Ala Leu Val Leu 385 390 395 400			1200
gag ctc ctt tga Glu Leu Leu			1212

&lt;210&gt; 8



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&lt;211&gt; 403

&lt;212&gt; PRT

&lt;213&gt; Arabidopsis thaliana

&lt;400&gt; 8

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Met Ala His Thr Ser Glu Ser Val Asn Pro Arg Asp Val Cys Ile Val
 1           5           10           15
Gly Val Ala Arg Thr Pro Met Gly Gly Phe Leu Gly Ser Leu Ser Ser
          20           25           30
Leu Pro Ala Thr Lys Leu Gly Ser Leu Ala Ile Ala Ala Leu Lys
          35           40           45
Arg Ala Asn Val Asp Pro Ala Leu Val Gln Glu Val Val Phe Gly Asn
          50           55           60
Val Leu Ser Ala Asn Leu Gly Gln Ala Pro Ala Arg Gln Ala Ala Leu
          65           70           75           80
Gly Ala Gly Ile Pro Asn Ser Val Ile Cys Thr Thr Val Asn Lys Val
          85           90           95
Cys Ala Ser Gly Met Lys Ala Val Met Ile Ala Ala Gln Ser Ile Gln
          100          105          110
Leu Gly Ile Asn Asp Val Val Val Ala Gly Gly Met Glu Ser Met Ser
          115          120          125
Asn Thr Pro Lys Tyr Leu Ala Glu Ala Arg Lys Gly Ser Arg Phe Gly
          130          135          140
His Asp Ser Leu Val Asp Gly Met Leu Lys Asp Gly Leu Trp Asp Val
          145          150          155          160
Tyr Asn Asp Cys Gly Met Gly Ser Cys Ala Glu Leu Cys Ala Glu Lys
          165          170          175
Phe Gln Ile Thr Arg Glu Gln Gln Asp Asp Tyr Ala Val Gln Ser Phe
          180          185          190
Glu Arg Gly Ile Ala Ala Gln Glu Ala Gly Ala Phe Thr Trp Glu Ile
          195          200          205
Val Pro Val Glu Val Ser Gly Gly Arg Gly Arg Pro Ser Thr Ile Val
          210          215          220
Asp Lys Asp Glu Gly Leu Gly Lys Phe Asp Ala Ala Lys Leu Arg Lys
          225          230          235          240
Leu Arg Pro Ser Phe Lys Glu Asn Gly Gly Thr Val Thr Ala Gly Asn
          245          250          255
Ala Ser Ser Ile Ser Asp Gly Ala Ala Ala Leu Val Leu Val Ser Gly
          260          265          270
Glu Lys Ala Leu Gln Leu Gly Leu Leu Val Leu Ala Lys Ile Lys Gly
          275          280          285
Tyr Gly Asp Ala Ala Gln Glu Pro Glu Phe Phe Thr Thr Ala Pro Ala
          290          295          300
Leu Ala Ile Pro Lys Ala Ile Ala His Ala Gly Leu Glu Ser Ser Gln
          305          310          315          320
Val Asp Tyr Tyr Glu Ile Asn Glu Ala Phe Ala Val Val Ala Leu Ala
          325          330          335
Asn Gln Lys Leu Leu Gly Ile Ala Pro Glu Lys Val Asn Val Asn Gly
          340          345          350
Gly Ala Val Ser Leu Gly His Pro Leu Gly Cys Ser Gly Ala Arg Ile
          355          360          365
Leu Ile Thr Leu Leu Gly Ile Leu Lys Lys Arg Asn Gly Lys Tyr Gly
          370          375          380
Val Gly Gly Val Cys Asn Gly Gly Gly Gly Ala Ser Ala Leu Val Leu
          385          390          395          400

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Glu Leu Leu

&lt;210&gt; 9

&lt;211&gt; 16

&lt;212&gt; DNA

&lt;213&gt; Artificial Sequence

&lt;220&gt;

<223> Description of Artificial Sequence:  
oligonucleotide

&lt;400&gt; 9

ngtcgaswga nawgaa

16

&lt;210&gt; 10

&lt;211&gt; 16

&lt;212&gt; DNA

&lt;213&gt; Artificial Sequence

&lt;220&gt;

<223> Description of Artificial Sequence:  
oligonucleotide

&lt;400&gt; 10

tgwgnagsan casaga

16

&lt;210&gt; 11

&lt;211&gt; 16

&lt;212&gt; DNA

&lt;213&gt; Artificial Sequence

&lt;220&gt;

<223> Description of Artificial Sequence:  
oligonucleotide

&lt;400&gt; 11

agwgnagwan cawagg

16

&lt;210&gt; 12

&lt;211&gt; 16

&lt;212&gt; DNA

&lt;213&gt; Artificial Sequence

&lt;220&gt;

<223> Description of Artificial Sequence:  
oligonucleotide

&lt;400&gt; 12

sttgntastn ctntgc

16

- 16 -

<210> 13  
<211> 15  
<212> DNA  
<213> Artificial Sequence

<220>  
<223> Description of Artificial Sequence:  
oligonucleotide

<400> 13  
ntcgastwts gwggtt

15

<210> 14  
<211> 16  
<212> DNA  
<213> Artificial Sequence

<220>  
<223> Description of Artificial Sequence:  
oligonucleotide

<400> 14  
wgtgnagwan canaga

16

<210> 15  
<211> 29  
<212> DNA  
<213> Artificial Sequence

<220>  
<223> Description of Artificial Sequence:  
oligonucleotide

<400> 15  
attaggcacc ccaggcttta cactttatg

29

<210> 16  
<211> 30  
<212> DNA  
<213> Artificial Sequence

<220>  
<223> Description of Artificial Sequence:  
oligonucleotide

<400> 16  
gtatgttggtg tgggaattgtg agcggataac

30

<210> 17  
<211> 30

- 17 -

<212> DNA  
<213> Artificial Sequence

<220>  
<223> Description of Artificial Sequence:  
oligonucleotide

<400> 17  
taacaatttc acacaggaaa cagctatgac 30

<210> 18  
<211> 34  
<212> DNA  
<213> Artificial Sequence

<220>  
<223> Description of Artificial Sequence:  
oligonucleotide

<400> 18  
tagcatctga atttcataac caatctogat acac 34

<210> 19  
<211> 34  
<212> DNA  
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<220>  
<223> Description of Artificial Sequence:  
oligonucleotide

<400> 19  
gcttcctatt atatcttccc aaattaccaa taca 34

<210> 20  
<211> 34  
<212> DNA  
<213> Artificial Sequence

<220>  
<223> Description of Artificial Sequence:  
oligonucleotide

<400> 20  
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<210> 21  
<211> 705  
<212> DNA  
<213> Arabidopsis thaliana

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&lt;220&gt;

&lt;221&gt; CDS

&lt;222&gt; (1)..(705)

&lt;400&gt; 21

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Met Ala Ser Leu Gln Gln Thr Leu Phe Ser Leu Gln Ser Lys Leu Pro	
1 5 10 15	
cca tcc tcc ttc caa atc gcc aga tct ctc cca ctc cga aaa acc ttc	96
Pro Ser Ser Phe Gln Ile Ala Arg Ser Leu Pro Leu Arg Lys Thr Phe	
20 25 30	
cca atc cga atc aac aac ggt gga aac gcc gcc gga gca aga atg tca	144
Pro Ile Arg Ile Asn Asn Gly Gly Asn Ala Ala Gly Ala Arg Met Ser	
35 40 45	
gcc acc gca gca tca agc tac gcg atg gca tta gca gac gtc gcg aaa	192
Ala Thr Ala Ala Ser Ser Tyr Ala Met Ala Leu Ala Asp Val Ala Lys	
50 55 60	
aga aac gac aca atg gaa tta aca gtc aca gac atc gag aag ctc gaa	240
Arg Asn Asp Thr Met Glu Leu Thr Val Thr Asp Ile Glu Lys Leu Glu	
65 70 75 80	
caa gtc ttc tca gat cca caa gta cta aac ttc ttc gcg aat cca aca	288
Gln Val Phe Ser Asp Pro Gln Val Leu Asn Phe Phe Ala Asn Pro Thr	
85 90 95	
atc acc gtc gag aag aaa cgt caa gtc atc gac gac ata gtg aaa tcg	336
Ile Thr Val Glu Lys Lys Arg Gln Val Ile Asp Asp Ile Val Lys Ser	
100 105 110	
tcg tct ctt caa tct cac aca tct aac ttc ctc aac gtc ctc gtc gac	384
Ser Ser Leu Gln Ser His Thr Ser Asn Phe Leu Asn Val Leu Val Asp	
115 120 125	
gcg aat cgg atc aat atc gtg acg gag atc gtt aag gag ttt gag ttg	432
Ala Asn Arg Ile Asn Ile Val Thr Glu Ile Val Lys Glu Phe Glu Leu	
130 135 140	
gtt tac aat aag cta acg gat aca caa ttg gcg gag gtt agg tcg gtg	480
Val Tyr Asn Lys Leu Thr Asp Thr Gln Leu Ala Glu Val Arg Ser Val	
145 150 155 160	
gtg aaa ttg gaa gcg ccg caa tta gct cag att gcg aaa cag gtt cag	528
Val Lys Leu Glu Ala Pro Gln Leu Ala Gln Ile Ala Lys Gln Val Gln	
165 170 175	
aag tta acc gga gct aag aat gtt cgg gtt aag acg gtt att gat gcg	576
Lys Leu Thr Gly Ala Lys Asn Val Arg Val Lys Thr Val Ile Asp Ala	
180 185 190	
agt ctt gtg gct ggt ttt acg att cgg tat ggt gaa tcc ggt tcg aag	624
Ser Leu Val Ala Gly Phe Thr Ile Arg Tyr Gly Glu Ser Gly Ser Lys	

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195	200	205	
ctt att gat atg agt gtg aag aaa cag ctt gaa gat att gct tct cag			672
Leu Ile Asp Met Ser Val Lys Lys Gln Leu Glu Asp Ile Ala Ser Gln			
210	215	220	
ctt gaa ctt ggt gag att caa tta gct act tga			705
Leu Glu Leu Gly Glu Ile Gln Leu Ala Thr			
225	230	235	

<210> 22  
 <211> 234  
 <212> PRT  
 <213> Arabidopsis thaliana

<400> 22  
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 Pro Ser Ser Phe Gln Ile Ala Arg Ser Leu Pro Leu Arg Lys Thr Phe  
 20 25 30  
 Pro Ile Arg Ile Asn Asn Gly Gly Asn Ala Ala Gly Ala Arg Met Ser  
 35 40 45  
 Ala Thr Ala Ala Ser Ser Tyr Ala Met Ala Leu Ala Asp Val Ala Lys  
 50 55 60  
 Arg Asn Asp Thr Met Glu Leu Thr Val Thr Asp Ile Glu Lys Leu Glu  
 65 70 75 80  
 Gln Val Phe Ser Asp Pro Gln Val Leu Asn Phe Phe Ala Asn Pro Thr  
 85 90 95  
 Ile Thr Val Glu Lys Lys Arg Gln Val Ile Asp Asp Ile Val Lys Ser  
 100 105 110  
 Ser Ser Leu Gln Ser His Thr Ser Asn Phe Leu Asn Val Leu Val Asp  
 115 120 125  
 Ala Asn Arg Ile Asn Ile Val Thr Glu Ile Val Lys Glu Phe Glu Leu  
 130 135 140  
 Val Tyr Asn Lys Leu Thr Asp Thr Gln Leu Ala Glu Val Arg Ser Val  
 145 150 155 160  
 Val Lys Leu Glu Ala Pro Gln Leu Ala Gln Ile Ala Lys Gln Val Gln  
 165 170 175  
 Lys Leu Thr Gly Ala Lys Asn Val Arg Val Lys Thr Val Ile Asp Ala  
 180 185 190  
 Ser Leu Val Ala Gly Phe Thr Ile Arg Tyr Gly Glu Ser Gly Ser Lys  
 195 200 205  
 Leu Ile Asp Met Ser Val Lys Lys Gln Leu Glu Asp Ile Ala Ser Gln  
 210 215 220  
 Leu Glu Leu Gly Glu Ile Gln Leu Ala Thr  
 225 230

<210> 23  
 <211> 1011  
 <212> DNA  
 <213> Arabidopsis thaliana

- 20 -

&lt;400&gt; 23

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aaccacaaat ctctctttct ctcaaactct ctcaacaaca acaatggcgt ctcttcaaca 60
aactctatct tctcttcaat ccaaactccc accatcctcc ttccaaatcg ccagatctct 120
cccactccga aaaaccttcc caatccgaat caacaacggt ggaaacgccg ccggagcaag 180
aatgtcagcc accgcagcat caagctacgc gatggcatta gcagacgtcg cgaaaagaaa 240
cgacacaatg gaattaacag tcacagacat cgagaagctc gaacaagtct tctcagatcc 300
acaagtacta aacttcttcg cgaatccaac aatcacgcgc gagaagaaac gtcaagtcac 360
cgacgacata gtgaaatcgt cgtctcttca atctcacaca tctaacttcc tcaacgtcct 420
cgtcgacgcg aatcggatca atatcgtgac ggagatcggt aaggagtttg agttggttta 480
caataagcta acggatacac aattggcgga ggtaggtcg gtggtgaaat tgggaagcgcc 540
gcaattagct cagattgcca aacaggttca gaagttaacc ggagctaaga atgttcgggt 600
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gagaatcttt tttttttgtg caagttaaat tttttttctc ctcacttctt ttctctatta 840
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&lt;210&gt; 24

&lt;211&gt; 21

&lt;212&gt; DNA

<213> *Arabidopsis thaliana*

&lt;220&gt;

&lt;221&gt; 5'UTR

&lt;222&gt; (1) .. (21)

&lt;400&gt; 24

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21

&lt;210&gt; 25

&lt;211&gt; 192

&lt;212&gt; DNA

<213> *Arabidopsis thaliana*

&lt;220&gt;

&lt;221&gt; 3'UTR

&lt;222&gt; (1) .. (192)

&lt;400&gt; 25

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atataataat gattctgagt ttattatctt tgtaattggt aaatttagtg aattcgaaaa 180
cgaattcgaa ta 192

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&lt;210&gt; 26

&lt;211&gt; 20

&lt;212&gt; DNA

&lt;213&gt; Artificial Sequence

&lt;220&gt;

<223> Description of Artificial Sequence:  
oligonucleotide

<400> 26

gcggacatct acatttttga

20



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ance Notes on Codes and Abbreviations" appearing at the begin-  
ning of each regular issue of the PCT Gazette.*

(54) Title: HERBICIDE TARGET GENES AND METHODS

(57) Abstract: The invention relates to genes isolated from *Arabidopsis* that code for proteins essential for normal plant develop-  
ment. The invention also includes the methods of using these proteins to discover new herbicides, based on the essentiality of the  
genes for normal growth and development. The invention can also be used in a screening assay to identify inhibitors that are potential  
herbicides. The invention is also applied to the development of herbicide tolerant plants, plant tissues, plant seeds, and plant cells.

WO 00/53782 A3

## INTERNATIONAL SEARCH REPORT

International Application No

PCT/EP 00/01884

## A. CLASSIFICATION OF SUBJECT MATTER

IPC 7 C12N15/82 C12N15/29 C12N15/54 C12N15/55 C12N15/61  
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## B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC 7 C12N C07K

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

## C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	FENG, J., ET AL.: "BAC end sequences at ATGC" EMBL SEQUENCE DATA LIBRARY, 16 May 1997 (1997-05-16), XP002142398 heidelberg, germany accession no. B10372 the whole document	1-8
A	WO 97 27285 A (UNIV ARIZONA) 31 July 1997 (1997-07-31) page 15 -page 28 --- -/--	

☒ Further documents are listed in the continuation of box C.☒ Patent family members are listed in annex.

## \* Special categories of cited documents :

- \*A\* document defining the general state of the art which is not considered to be of particular relevance
- \*E\* earlier document but published on or after the international filing date
- \*L\* document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- \*O\* document referring to an oral disclosure, use, exhibition or other means
- \*P\* document published prior to the international filing date but later than the priority date claimed

- \*T\* later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
- \*X\* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
- \*Y\* document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.
- \*Z\* document member of the same patent family

Date of the actual completion of the international search

18 July 2000

Date of mailing of the international search report

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Holtorf, S

## INTERNATIONAL SEARCH REPORT

International Application No

PCT/EP 00/01884

## C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	<p>TOPPING, J.F., ET AL.: "mutations in the HYDRA1 gene of Arabidopsis perturb cell shape and disrupt embryonic and seedling morphogenesis" DEVELOPMENT, vol. 124, November 1997 (1997-11), pages 4415-4424, XP000920674 the whole document</p> <p>---</p>	
A	<p>ABELL ET AL: "biochemical approaches to herbicide discovery: advances in enzyme target identification and inhibitor design" WEED SCIENCE, US, WEED SCIENCE SOCIETY OF AMERICA, CHAMPAIGN, IL, vol. 44, 1996, pages 734-742, XP002094170 ISSN: 0043-1745 the whole document</p> <p>---</p>	
A	<p>LUKING A. ET AL.: "The protein family of RNA helicases." CRIT REV BIOCHEM MOL BIOL 1998;33(4):259-96, XP000925222 cited in the application the whole document</p> <p>---</p>	
A	<p>WO 95 16913 A (INST GENBIOLOGISCHE FORSCHUNG ; FROMMER WOLF BERND (DE); NINNEMANN) 22 June 1995 (1995-06-22) the whole document</p> <p>---</p>	
A	<p>PATTON D A ET AL: "MAPPING GENES ESSENTIAL FOR EMBRYO DEVELOPMENT IN ARABIDOPSIS-THALIANA" MOLECULAR &amp; GENERAL GENETICS, vol. 227, no. 3, 1991, pages 337-347, XP002142400 ISSN: 0026-8925</p> <p>---</p>	
A	<p>CASTLE LINDA A ET AL: "Genetic and molecular characterization of embryonic mutants identified following seed transformation in Arabidopsis." MOLECULAR &amp; GENERAL GENETICS, vol. 241, no. 5-6, 1993, pages 504-514, XP000925220 ISSN: 0026-8925 cited in the application the whole document</p> <p>---</p>	
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## INTERNATIONAL SEARCH REPORT

International Application No

PCT/EP 00/01884

## C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	ERRAMPALLI D ET AL: "EMBRYONIC LETHALS AND T DNA INSERTIONAL MUTAGENESIS IN ARABIDOPSIS" PLANT CELL, vol. 3, no. 2, 1991, pages 149-158, XP002142402 ISSN: 1040-4651 cited in the application the whole document ---	
P,X	CHEN,J., ET AL.: "Arabidopsis thaliana gene expression microassay" EMBL SEQUENCE DATA LIBRARY, 9 September 1999 (1999-09-09), XP002142403 heidelberg, germany accession no. A1997215 -----	1-8

# INTERNATIONAL SEARCH REPORT

International application No.  
PCT/EP 00/01884

## Box I Observations where certain claims were found unsearchable (Continuation of item 1 of first sheet)

This International Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:

1. ☐ Claims Nos.:  
because they relate to subject matter not required to be searched by this Authority, namely:
  
2. ☒ Claims Nos.: 17, 18, 20  
because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically:  
see FURTHER INFORMATION sheet PCT/ISA/210
  
3. ☐ Claims Nos.:  
because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

## Box II Observations where unity of invention is lacking (Continuation of item 2 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows:

1. ☐ As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.
  
2. ☐ As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
  
3. ☐ As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:
  
4. ☒ No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:

Claims 1-20 (partially)

### Remark on Protest

- ☐ The additional search fees were accompanied by the applicant's protest.
- ☐ No protest accompanied the payment of additional search fees.

## FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

Continuation of Box I.2

Claims Nos.: 17,18,20

Claims 17 and 18, 20 refer to a compound identifiable by the process of claim 15, 16 and 19 , respectively. The compounds of claims 18 and 19 are further characterized by exhibiting herbicidal activity. No true technical characterization is given in the examples. Moreover, no such compounds are defined in the application. In consequence, the scope of said claims is ambiguous and vague, and their subject-matter is not sufficiently disclosed and supported (Art. 5 and 6 PCT).

No search can be carried out for such purely speculative claims whose wording is, in fact, a mere recitation of the results to be achieved

The applicant's attention is drawn to the fact that claims, or parts of claims, relating to inventions in respect of which no international search report has been established need not be the subject of an international preliminary examination (Rule 66.1(e) PCT). The applicant is advised that the EPO policy when acting as an International Preliminary Examining Authority is normally not to carry out a preliminary examination on matter which has not been searched. This is the case irrespective of whether or not the claims are amended following receipt of the search report or during any Chapter II procedure.

## FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

## 1. Claims: 1-20 partially

Isolated nucleotide sequence as characterized by SEQID 1 and corresponding polypeptide sequence as characterized by SEQID 2 and exhibiting 8388 activity; furthermore, the recombinant expression of the same in host cells, preferably plants; a method for the identification of compounds that interact with said polypeptide and that exhibit herbicidal activity.

## 2. Claims: 1-20 partially

Isolated nucleotide sequence as characterized by SEQID 5 and corresponding polypeptide sequence as characterized by SEQID 6 and exhibiting 18048 activity; furthermore, the recombinant expression of the same in host cells, preferably plants; a method for the identification of compounds that interact with said polypeptide and that exhibit herbicidal activity.

## 3. Claims: 1-20 partially

Isolated nucleotide sequence as characterized by SEQID 7 and corresponding polypeptide sequence as characterized by SEQID 8 and exhibiting 16713 activity; furthermore, the recombinant expression of the same in host cells, preferably plants; a method for the identification of compounds that interact with said polypeptide and that exhibit herbicidal activity.

## 4. Claims: 1-20 partially

Isolated nucleotide sequence as characterized by SEQID 21 and corresponding polypeptide sequence as characterized by SEQID 22 and exhibiting 4144 activity; furthermore, the recombinant expression of the same in host cells, preferably plants; a method for the identification of compounds that interact with said polypeptide and that exhibit herbicidal activity.

# INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

PCT/EP 00/01884

Patent document cited in search report	Publication date	Patent family member(s)	Publication date
WO 9727285 A	31-07-1997	US 6087563 A	11-07-2000
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